

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM PICKENS COUNTY
Court of General Sessions

Jessica A. Salvini, Circuit Judge

Appellate Case No. 2025-002334

RECEIVED

Feb 27 2026

S.C. SUPREME COURT

The State of South Carolina,

Respondent,

v.

Benjamin Allen Wemp,

Appellant.

**APPELLANT’S FIRST MOTION FOR EXTENSION OF TIME TO SERVE AND FILE
APPELLANT’S INITIAL BRIEF AND DESIGNATION OF MATTER**

NOW COMES THE APPELLANT, by and through undersigned counsel of record, pursuant to Rules 240, *SCACR*, and prays for an Order of the Court extending the time to serve and file Appellant’s Initial Brief and Designation of Matter by thirty (30) days. Appellant received the transcript in this matter on Sunday, February 1, 2026. Pursuant to Rules 208(a)(1) and 209(a), *SCACR*, Appellant’s Initial Brief and Designation of Matter are must be served and filed no later than March 2, 2026.

Appellant’s counsel respectfully requests a thirty (30) day extension of time within which to serve and file Appellant’s Initial Brief and Designation of Matter. At present, counsel for the Appellant has been engaged in multiple depositions for a case pending in the United States District

Court for the District of South Carolina and preparing for a trial in the Court of Common Pleas for Greenville County scheduled to begin on March 16, 2026.

Counsel for the Appellant certifies that this extension is not sought in bad faith and represents Appellant's first request for an extension in this matter. Counsel for the Respondent has indicated that the Respondent consents to this extension. Therefore, Appellant prays for an Order of the Court granting an extension of time to serve and file Appellant's Initial Brief and Designation of Matter by thirty (30) days from March 2, 2026, to April 1, 2026.

Respectfully submitted,

s/W.H. McAbee III
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Date: February 27, 2026
Greenville, South Carolina

Other Counsel of Record:
The Honorable Alan McCrory Wilson, Esq., Attorney General
Mark Reynolds Farthing, Esq., Senior Assistant Deputy Attorney General
The Honorable Cindy Crick, Esq., Thirteenth Circuit Solicitor