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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from Anderson County

Jane H. Merrill, Circuit Court Judge

KRISTI POWELL,

PETITIONER,

V.

STATE OF SOUTH CAROLINA

RESPONDENT

APPELLATE CASE NO. 2025-002330

MOTION TO FILE EXTENSION OUT OF TIME

Counsel Jessica M. Saxon respectfully requests leave under Rule 263(b) in which to file the **first** extension in this case out of time. In support of this request, counsel shows:

(1) The Extension was due to be served and filed with this Court on Friday, March 6, 2026.

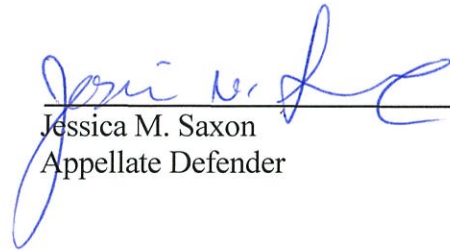
(2) However, due to a calendaring error, the extension was not timely filed. Upon realizing the error, counsel acted immediately to prepare the extension and file it with this Court along with this Motion.

(3) Counsel makes this request in good faith and not for purposes of delay.

(4) Opposing counsel, the Attorney General's Office, has graciously consented to this request by way of the thirty-day general consent granted by Deputy Attorney

General Donald J. Zelenka for motions for extensions or out of time filing up to one month for briefs, returns, petitions, appendices and records on appeal in matters with Appellate Defense through April 1, 2026. That emailed general consent was dated February 26, 2026.

WHEREFORE, counsel for Appellant respectfully requests the Court accept the **first** thirty-day extension as filed out of time.



Jessica M. Saxon
Appellate Defender

This 9th day of March, 2026.