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Mar 23 2026

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
In The Supreme Court

Certiorari to Aiken County
Honorable Diane S. Goodstein, Circuit Court Judge
Honorable Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2024-001320

JAMAQUES SALLEY,

Petitioner,

vs.

STATE OF SOUTH CAROLINA,

Respondent.

**MOTION FOR FOURTH EXTENSION OF TIME WITHIN WHICH
TO SERVE AND FILE RETURN TO PETITION
FOR WRIT OF CERTIORARI AND RETURN TO PETITION FOR WRIT OF
CERTIORARI PURSUANT TO AUSTIN V. STATE**

Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

I.

The Return to Petition for Writ of Certiorari and the Return to Petition for Certiorari pursuant to Austin v. State in this post-conviction relief appeal are due to be served and filed March 23, 2026.

II.

Pursuant to “RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings” (Order of the South Carolina Supreme Court dated March 18, 2009), the State moves for a **fourth** extension in the above-referenced post-conviction relief appeal and asks for an additional thirty days to complete the Returns in this case.

On February 24, the undersigned completed a proposed order of dismissal in the circuit court PCR matter of *Montez Drayton v. State*, Case No. 2022-CP-43-00342, which was subsequently submitted to the Honorable Edward W. Miller on March 23.

On March 2, the undersigned represented the State at a circuit court PCR hearing in the matter of *Lentigus Floyd v. State*, Case No. 2021-CP-24-00466, before the Honorable William H. Seals, Jr. On March 18, Judge Seals directed the undersigned to submit a post-hearing brief on the matter no later than 12:00 p.m. on March 27.

On March 3, the undersigned represented the State at a circuit court PCR hearing in the matter of *David Walker v. State*, Case No. 2019-CP-30-00026, before the Honorable William H. Seals, Jr. On March 17, Judge Seals denied relief and directed the undersigned to submit a proposed order of dismissal by April 16.

On March 6, the undersigned was directed by the Honorable William C. McMaster, III, to submit a post-hearing brief in the circuit court PCR matter of *Jamel Good v. State*, Case No. 2015-CP-44-00065. The brief is due by April 6, 2026.

On March 11, the undersigned submitted a proposed order of dismissal in the circuit court PCR matter of *Lamarcus Stewart v. State*, Case No. 2023-CP-01-00015, to the Honorable Courtney Clyburn Pope.

On March 11, the South Carolina Court of Appeals issued an order reversing the denial of post-conviction relief in the matter of *Maurice Odom v. State*, Appellate Case No. 2022-

001223. *Odom v. State*, 2026-UP-119 (S.C. Ct. App. filed March 11, 2026). The undersigned is preparing the State's petition for rehearing, which is due by March 26.

III.

The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. The undersigned counsel is currently working on the Returns in this case and intends to have them finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Returns due to a heavy workload. Accordingly, to ensure the Returns are properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Returns.

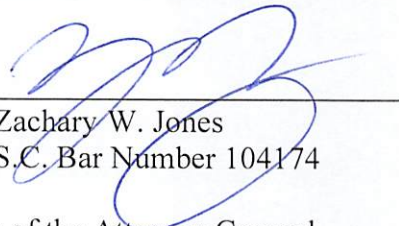
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Return to Petition for Writ of Certiorari and the Return to Petition for Writ of Certiorari pursuant to Austin v. State in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

ZACHARY W. JONES
Assistant Attorney General

By: _____


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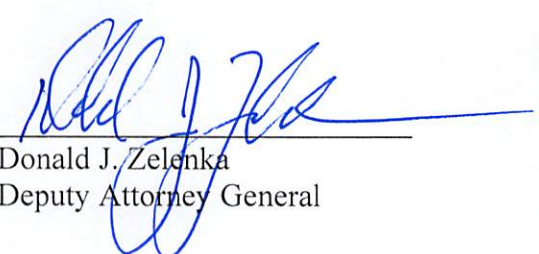
ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By: _____


Mark R. Farthing
Senior Assistant Deputy Attorney General

By: _____


Donald J. Zelenka
Deputy Attorney General

March 23, 2026