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Apr 13 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Richland County

Honorable William Thomas McGee, III, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

MARTY BROWN,

APPELLANT

APPELLATE CASE NO. 2025-001776

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MOTION FOR AN EXTENSION OF TIME TO  
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER

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Counsel for Marty Brown respectfully requests a thirty (30) day extension from April 13, 2026, until May 13, 2026, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.

2. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Kenya R. Jenkins v. The State with the Supreme Court on April 10, 2026. Counsel filed the Brief


of Appellant in the case of The State v. Quindaris K. Washington with the Court of Appeals on April 8, 2026. Counsel had an oral argument in The State v. Justin Cole Carroll in the Court of Appeals on April 8, 2026. Counsel filed the Petition for Rehearing in the case of The State v. Jason Barry Bell with the Court of Appeals on April 1, 2026. Counsel filed the Petition for Writ of Certiorari and Appendix in the case of Jaquese Kavon Hyatt v. The State with the Supreme Court on March 17, 2026. Counsel filed the Initial Brief of Appellant in the case of The State v. Darryl Jerome Washington with the Court of Appeals on March 9, 2026. Counsel filed the Petition for Writ of Certiorari and accompanying Appendix in the case of Pamela Michelle Tackett v. The State with the Supreme Court on March 2, 2026. Counsel spoke at the Criminal Practice CLE in Columbia on February 27, 2026. Counsel filed the Brief of Petitioner in the case of Jason Ervin Black v. The State with the Supreme Court on February 26, 2026. Counsel had an oral argument in The State v. Jason Barry Bell in the Court of Appeals on February 12, 2026. Counsel filed the Petition for Rehearing in the case of The State v. William L. McKinney with the Court of Appeals on February 5, 2026. Counsel filed the Petition for Rehearing in the case of The State v. Phillip Ryan Lawson with the Court of Appeals on February 5, 2026.

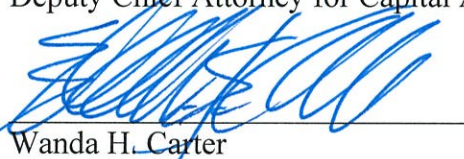
3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On March 30, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through May 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from April 13, 2026, until May 13, 2026. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

  
\_\_\_\_\_  
David Alexander  
Deputy Chief Attorney for Capital Appeals

  
\_\_\_\_\_  
Wanda H. Carter  
Chief Appellate Defender

This 13th day of April, 2026.

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CERTIFICATE OF SERVICE

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Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Mark Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 13th day of April, 2026.

  
David Alexander  
Deputy Chief Attorney for Capital Appeals

ATTORNEY FOR APPELLANT

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Apr 13 2026

**Bast, Daniel**

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SC Court of Appeals

**From:** Bast, Daniel  
**Sent:** Monday, April 13, 2026 10:59 AM  
**To:** mfarthing@scag.gov  
**Cc:** Alexander, David; CCollins@scag.gov  
**Subject:** 2025-001776 - The State v. Marty Brown  
**Attachments:** 2025-001776 - The State v. Marty Brown - Third Extension Request.pdf

Good morning,

Attached is a copy of a third extension request in the above referenced case which will be filed today, April 13, 2026, with the Court of Appeals.

All the best,

Daniel Bast  
Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330