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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

G.D. Morgan, Jr., Circuit Court Judge

Appellate Case No. 2025-002565

James S. Patton, Appellant,

v.

State of South Carolina Respondent.

MOTION FOR EXTENSION OF TIME

This matter is before the Court on the undersigned Counsel's Motion for Extension of Time to file the Initial Brief of Appellant and Designation of Matter in the above-captioned case.

The Initial Brief of Appellant and Designation of Matter are due on **May 1, 2026**.

I respectfully request a thirty (30) day extension of time to serve and file the Initial Brief of Appellant and Designation of Matter. This is Counsel's **second** request for an extension of time and is not intended for purposes of delay as it is reasonable and necessary due to Counsel's heavy workload and to ensure the brief is properly researched and prepared prior to filing.

On April 30, 2026, Counsel had a hearing at West Columbia Municipal Court. On April 29, 2026, Counsel had a hearing at the Office of Motor Vehicles Hearings. On April 28, 2026, Counsel had a jury strike in North Augusta Municipal Court. On April 24, 2026, Counsel had a plea hearing in Lexington County for a State Grand Jury case. On April 22, 2026, Counsel filed an Initial Brief of Appellant and Designation of Matter in the case of *State v. Katherine Baucom-*

Cowick with this court. On April 21, 2026, Counsel had a plea hearing in Lexington County General Sessions Court. On April 16, 2026, Counsel filed a Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of *State v. Marc Mckeiver* in the SC Supreme Court. On April 15, 2026, Counsel had a Post-Conviction Relief hearing in Charleston County Court of Common Pleas. On April 15, 2026, Counsel had a federal plea hearing in US District Court in Charleston, SC. On April 13, 2026, Counsel had a federal sentencing hearing in US District Court in Columbia, SC. On April 9, 2026, Counsel had a plea hearing in Greenville County General Sessions Court. On April 8, 2026, Counsel had a sentencing hearing in Oconee County Circuit Court for a State Grand Jury case. On April 2, 2026, Counsel had a plea hearing in Edgefield Magistrate Court. On April 1, 2026, Counsel had a federal pre-trial status conference hearing in US District Court in Charleston, SC. On March 31, 2026, Counsel filed a Petition for Writ of Certiorari to the Court of Appeals and Appendix in the case of *State v. Rita Pangalangan* in the SC Supreme Court.

THEREFORE, Appellant respectfully requests a **thirty (30) day extension** for the service and filing of the Initial Brief of Appellant and Designation of Matter in this case.

Respectfully Submitted,

s/ Dayne C. Phillips
Dayne C. Phillips, Esq.
PRICE BENOWITZ LLP
1614 Taylor Street, Suite D.
Columbia, SC 29201
O: 803-272-4503
C: 803-807-0234
F: 803-380-8035
dayne@pricebenowitz.com

ATTORNEY FOR APPELLANT

May 1, 2026

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Respondent.

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the within and foregoing Motion for Extension of Time by emailing and depositing a true and correct copy of the same via first-class mail, postage prepaid, upon all parties as follows:

Mark Farthing, Esq., SC Attorney General's Office, PO Box 11549, Columbia, SC 29211


Courtney Powers
Paralegal

1614 Taylor Street, Suite D.
Columbia, SC 29201
C: (803) 216-5561
F: (803) 380-8035
courtney@pricebenowitz.com

May 1, 2026

1614 TAYLOR STREET
SUITE D
COLUMBIA, SC 29201

OFFICE: (803) 272-4503
DIRECT: (803) 807-0234
FAX: (803) 380-8035

DAVID BENOWITZ
ADMITTED DC, MD & VA

DAYNE PHILLIPS
ADMITTED SC

JOHN YANNONE
ADMITTED MD & DC

KERRI CASTELLINI
ADMITTED DC, MD & VA

KUSH ARORA
ADMITTED MD & DC

NICOLAS TORRES
ADMITTED FL

SEAN O-BRIEN
ADMITTED IL

PETER KENT ODOM
ADMITTED DC, MD, VA, NH & GA

RAMMY BARBARI
ADMITTED DC & VA

MARVIN OCHOA
ADMITTED MD

ARREN WALDREP
ADMITTED DC, MD & SC

KENNETH LADUCA
ADMITTED DC, MD & VA

JEFF STICKLE
ADMITTED MD & DC

FARRAL HABER
ADMITTED FL, VA & DC

PAULETTE PAGÁN
ADMITTED DC, MD & MO

RYAN HUTTAR
ADMITTED VA

DONNA MURPHY
ADMITTED VA & DC

JEANNE BROWN
ADMITTED VA & DC

TAYLOR COMSTOCK
ADMITTED MD, DC & VA

ELIANE MAKHLOUF
ADMITTED MD & DC

TONY MUNTER
ADMITTED DC, MA & MD

DRAKE BIRNBAUM
ADMITTED DC & MD

*OF COUNSEL

409 7TH STREET NW, SUITE 200
WASHINGTON, DC 20004

SETH PRICE
ADMITTED DC & NY

TAMMY BEGUN
ADMITTED DC & MD

KARIN RILEY PORTER
ADMITTED VA

SETH OKIN
ADMITTED MD

DENNIS SOMECH
ADMITTED DC & VA

ABIGAIL BEICHLER
ADMITTED MD

JOEL NIED
ADMITTED VA, PA & GA

MICHAEL LEE
ADMITTED VA & CO

CHAD PROPST
ADMITTED SC

DAMIEN SMITH
ADMITTED MD & VA

W. ANDREW PATZIG
ADMITTED DC & VA

SUKHPREET "VICK" SINGH
ADMITTED SC

KEN KOPPELMAN
ADMITTED IL, DC & VA

RAYAN MOMENAH
ADMITTED DC & MD

HANNAH AMUNDSON
ADMITTED FL, DC & MD

JUSTIN TURNER
ADMITTED MD & DC

KIMBERLY PHILLIPS
ADMITTED VA & DC

ANDREW LINDSEY
ADMITTED VA

EVA SWANSON
ADMITTED VA

ASHLEY WILSON
ADMITTED VA & DC

BRIAN MORRIS
ADMITTED DC, TX & IL

KEVIN KELLEY
ADMITTED MD, SC & FL

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SC Court of Appeals

10505 JUDICIAL DRIVE, SUITE 203
FAIRFAX, VA 22030

May 1, 2026

The Honorable Jenny Kitchings
Clerk of Court, SC Court of Appeal
1220 Senate Street
Columbia, SC 29201

Re: James S. Patton v. State of South Carolina
MOTION FOR EXTENSION OF TIME
Case No.: **2025-002565**

Dear Ms. Kitchings:

I have enclosed the original Motion for Extension of Time, along with a Certificate of Service that I also emailed for filing today in the above-referenced case. Thank you for your assistance with filing this document.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

cc: **James Patton**
Mark Farthing, Esq.

s/ Dayne C. Phillips
Dayne C. Phillips, Esq.

WWW.SCCRIMINALLAWS.COM

WWW.PRICEBENOWITZ.COM