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May 08 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Charleston County
The Honorable Roger M. Young, Circuit Court Judge

THE STATE,

Respondent,

v.

MICHAEL CHRISTOPHER WHITLOCK, JR.,

Appellant.

Appellate Case No. 2025-001221

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter in the above-reference case. Counsel for Appellant has graciously consented to the request via email. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter are due today, May 8, 2026 as per this Court's Order dated April 9, 2026 granting Respondent's second extension request. The undersigned attorney for the Respondent has had a number of state and federal matters since April 9, 2026. Specifically, counsel has prepared and filed a Reply to Petitioner's Response Opposing Summary Judgment in a federal habeas matter (*Daise v. Nance*, 5:25-cv-14014-DCN-KDW, filed

April 22, 2026); and two Briefs of Respondent in non-capital PCR appeal matters (*Daniel Fludd*, 2024-000375, filed April 20, 2026; and *Samuel Gonzales*, 2024-000135, filed May 6, 2026). Additionally, the undersigned prepared and submitted proposed orders in four non-capital PCR matters (*Joseph Brown*, 2022-CP-7-10001, extensive order-48 pages, submitted April 15, 2026; *Jerome Curry*, 2022-CP-10-02017, extensive order due to number of pro se filings, submitted May 1, 2026; *Jerome Curry*, 2020-CP-10-5357, submitted May 5, 2026; and *Kenneth Chisolm*, 2025-CP-15-00286, submitted May 5, 2026). Counsel has also done a substantial amount of research and worked on two murder appeal briefs that are due in the next three weeks (*Israel Robertson*, currently due May 15, 2026; and *John Blauvelt*, currently due May 26, 2026).

Additionally, counsel was on extended medical leave from March 24 -April 17, 2026.

Due to counsel's involvement in these and other matters, counsel is unable to timely complete the Initial Brief of Respondent and Designation of Matter.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter. This request is made in good faith, and not for the purpose of delay.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

DANIELLE DIXON
Assistant Attorney General
No. 73999

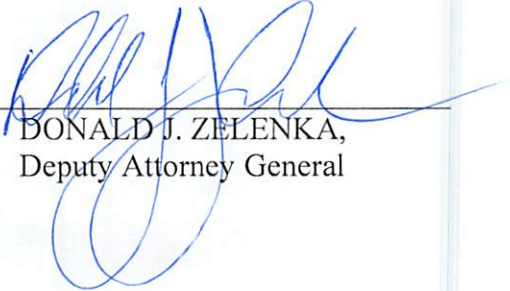
Post Office Box 11549

Columbia, South Carolina 29211
(803) 734-6305

By: 
DANIELLE DIXON
ATTORNEYS FOR RESPONDENT

May 8, 2026.

I support the finding of good cause.

By: 
DONALD J. ZELENKA,
Deputy Attorney General

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Appellant.

PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the Motion for Extension of Time, along with Certificate of Service has been forwarded to Appellant's counsel, Ryan McKaig, Esquire via email today, May 8, 2026 to Ryan@mckaiglaw.com.

I further certify that all parties required by Rule to be served have been served.

This 8th day of May, 2026.

S/Angela Brown

ANGELA BROWN
Administrative Coordinator

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

Brittany Kilgore

From: Brittany Kilgore
Sent: Friday, May 8, 2026 2:47 PM
To: ryan@mckaiglaw.com
Cc: Danielle Dixon
Subject: The State v. Michael Whitlock, Jr (2025-001221)
Attachments: Whitlock - Motion for Extension.pdf

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Counsel, please find attached the State's Motion for Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter in the above reference of appeal. The motion will be electronically filed with the South Carolina Court of Appeals on today's date.

Thank you,
Brittany Kilgore