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STATE OF SOUTH CAROLINA
In The Supreme Court

May 20 2026

S.C. SUPREME COURT

Certiorari to Horry County
Honorable Deadra L. Jefferson, Circuit Court Judge

Appellate Case No. 2025-000602

NICHOLAS MCIVER,

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**

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

I.

The Return to Petition for Writ of Certiorari in this post-conviction relief appeal is due to be served and filed May 20, 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 Return in this case.

In the past several weeks, the undersigned has filed a Petition for Rehearing in Maurice Odom v. State (2022-001223), a Return to Petition for Writ of Certiorari pursuant to Austin v. State in Jamaques Salley v. State (2024-001320), and post-hearing briefs in the circuit court PCR cases of Lentigus Floyd v. State (2021-CP-24-00466) and Jamel Good v. State (2015-CP-44-00065).

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 Return in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Return due to a heavy workload. Accordingly, to ensure the Return is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Return.

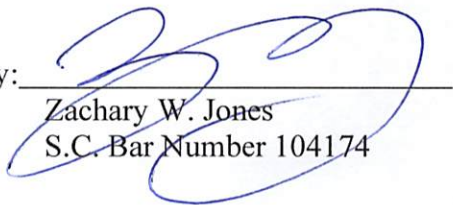
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Return to Petition for Writ of Certiorari in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further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

Respectfully submitted,

ALAN WILSON
Attorney General

ZACHARY W. JONES
Assistant Attorney General

By: _____

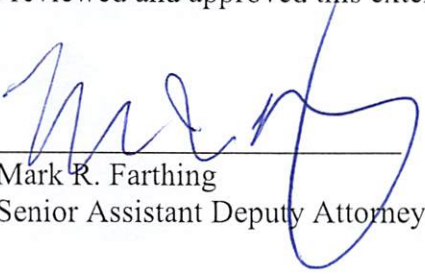

Zachary W. Jones
S.C. Bar Number 104174

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

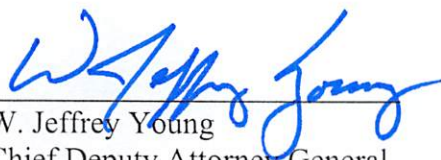
ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

By: _____


Mark R. Farthing
Senior Assistant Deputy Attorney General

By: _____


W. Jeffrey Young
Chief Deputy Attorney General

May 20, 2026