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May 26 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Pickens County

Perry H. Gravely, Circuit Court Judge

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THE STATE,

RESPONDENT,

v.

ANDREW WHETSTONE,

APPELLANT.

APPELLATE CASE NO. 2025-002272

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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 appellant respectfully requests a thirty (30) day extension, 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 Johnson petition for writ of certiorari and accompanying appendix and in the case of Jordan M. Hodge v. State with the Supreme Court on May 12, 2026. Counsel will file the Anders brief of appellant and record on appeal in the case of State v. Mack Davis on April

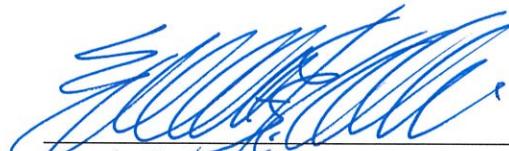
29, 2026, with the Court of Appeals. Counsel will file the Anders brief of appellant and record on appeal in the case of State v. Charles Ivey on April 29, 2026, with the Court of Appeals. Counsel filed the Brief of Petitioner in the case of Lawton L. Holloway v. State with the Court of Appeals on April 20, 2026. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Marlo Jackson on April 15, 2026, with the Court of Appeals. Counsel filed the petition for writ of certiorari to the Court of Appeals in the case of State v. Jarius Sanders with the Supreme Court and Court of Appeals on April 13, 2026. Counsel filed the petition for rehearing in the case of State v. James Monroe Brown with the Court of Appeals on April 9, 2026. Counsel filed the Anders brief of appellant and record on appeal in the case of State v. Curtis Smith on April 8, 2026, with the Court of Appeals.

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 her caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On April 29, 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 June 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension. Counsel respectfully requests that the time limits for serving and filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



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Wanda H. Carter  
Chief Appellate Defender

This 26th day of May, 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 R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 26th day of May, 2026.



Wanda H. Carter  
Chief Appellate Defender

ATTORNEY FOR APPELLANT

**Leverett, Scott**

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**From:** Leverett, Scott  
**Sent:** Tuesday, May 26, 2026 10:14 AM  
**To:** Mark Farthing  
**Cc:** Caroline Collins; Carter, Wanda  
**Subject:** 2025-002272 - State v. Andrew Whetston - 2025-002272  
**Attachments:** 2025-002272 - State v. Andrew Whetston - 2025-002272.pdf

Dear Mr. Farthing,

Attached please find a copy of the third extension in the above referenced case that is being filed today with the Court of Appeals.

-Scott Leverett  
Admin. Asst. for Wanda Carter  
Appellate Defense

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