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Jun 05 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from State Grand Jury

R. Scott Sprouse, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

RANDALL POSEY,

APPELLANT.

APPELLATE CASE NO. 2025-001370

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

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 will file the Anders Brief of Appellant in the case of The State v. Charlecia Lurry with the Court of Appeals today, June 5, 2026. Counsel filed the Initial Brief of Appellant in the case of The State v. Tyler J. Givens with the Court of Appeals on May 29, 2026.


Counsel filed the Reply Brief of Petitioner in the case of The State v. Samuel Olalde-Gonzalez with the Court of Appeals on May 18, 2026. Counsel appeared for Oral Argument in the case of The State v. Samantha F. Rabon before the Court of Appeals on May 12, 2026. Counsel appeared for Oral Argument in the case of The State v. James Brown before the Court of Appeals on May 6, 2026. Counsel filed the Anders Brief of Appellant and Record on Appeal in the case of The State v. Javeon Campbell with the Court of Appeals on April 22, 2026. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Jharaun M. Washington with the Supreme Court on April 17, 2026. Counsel filed the Petition for Rehearing in the case of Marc Anthony Palmer v. The State with the Court of Appeals on April 9, 2026. Counsel appeared for Oral Argument in the case of The State v. Nevelle J. Eberhart before the Court of Appeals on April 8, 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 her caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

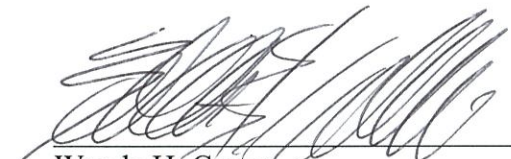
4. On May 27, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 1, 2026.

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,



Gary H. Johnson
Appellate Defender



Wanda H. Carter
Chief Appellate Defender

This 5th day of June, 2026.

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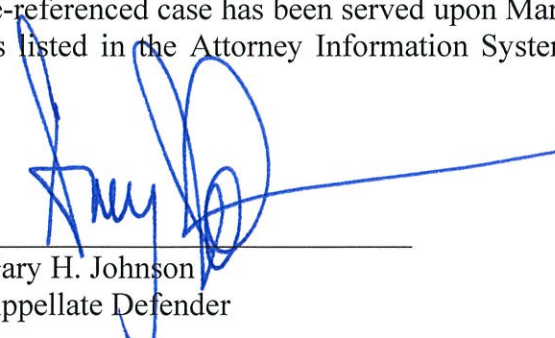
RANDALL POSEY,

APPELLANT.

APPELLATE CASE NO. 2025-001370

CERTIFICATE OF SERVICE

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 5th day of June, 2026.



Gary H. Johnson
Appellate Defender

ATTORNEY FOR APPELLANT

Leverett, Scott

From: Leverett, Scott
Sent: Friday, June 5, 2026 1:28 PM
To: Mark Farthing
Cc: Caroline Collins; Johnson, Gary
Subject: 2025-001370 - State v. Randall Posey - Extension 3
Attachments: 2025-001370 - State v. Randall Posey - Extension 3.pdf

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SC Court of Appeals

Dear Mr. Farthing,

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

-Scott Leverett
Admin. Asst. for Gary Johnson
Appellate Defense