

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County

Diane Schafer Goodstein, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

SHANE ANDREW BYERLY,

APPELLANT

APPELLATE CASE NO. 2025-000304

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

Counsel for Shane Byerly respectfully requests a thirty (30) day extension from June 25, 2026 until July 27, 2026 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. Today, June 25, 2026, counsel filed the petition for rehearing in The State v. Barry Jones with the Court of Appeals. On June 10, 2026, counsel filed the return to the petition

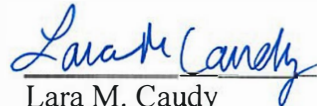
for rehearing in Matter of Hyman with the Supreme Court. On June 4, 2026, counsel filed the petition for writ of certiorari and accompanying appendix in Jeramy Parks v. The State with the Supreme Court. On May 21, 2026, counsel filed the petition for writ of certiorari and accompanying appendix in Cary Stephens v. The State with the Supreme Court. On May 19, 2026, counsel filed the initial brief of appellant and designation of matter in The State v. Kiywan Lewis with the Court of Appeals. On May 13, 2026, counsel had an oral argument in The State v. Dlanor Tilton before the Court of Appeals. On May 8, 2026, counsel filed the initial brief of appellant and designation of matter in The State v. Jason Barnes with the Court of Appeals. On May 4, 2026, counsel filed the petition for writ of certiorari to the Court of Appeals in The State v. Trevor Irvin with the Supreme Court. On April 22, 2026, counsel filed the petition for writ of certiorari and accompanying appendix in Alexis Grant v. The State with the Supreme Court. On April 20, 2026, counsel filed the brief of appellant and designation of matter in The State v. Tyleek Johnson 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 the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

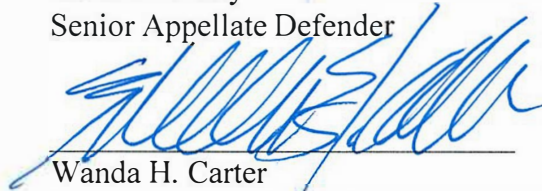
4. On May 26, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through July 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from June 25, 2026 until July 27, 2026. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Lara M. Caudy
Senior Appellate Defender



Wanda H. Carter
Chief Appellate Defender

This 25th day of June, 2026.

RECEIVED

Jun 25 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Honorable Diane Schafer Goodstein, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

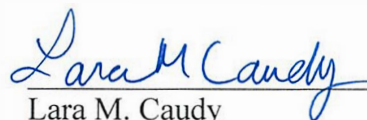
SHANE ANDREW BYERLY,

APPELLANT

APPELLATE CASE NO. 2025-000304

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 25th day of June, 2026.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR APPELLANT

RECEIVED

Jun 25 2026

SC Court of Appeals

From: [Mcinnis, Sara](#)
To: [Mark Farthing](#)
Cc: [Caroline Collins](#); [Caudy, Lara](#)
Subject: 2025-000304 The State v. Shane A. Byerly Extension 3
Date: Thursday, June 25, 2026 4:24:00 PM
Attachments: 2025-000304 The State v. Shane A. Byerly Extension 3.pdf

Good afternoon Mr. Farthing,

Attached for service in the above-referenced case is the third motion for an extension of time to serve and file the initial brief of appellant and designation of matter. This motion will be filed with the Court of Appeals today, June 25, 2026, via email filing.

Thank you,

Sara McInnis
Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
(803) 734-1330