

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. SUPREME COURT

Certiorari to Charleston County

Honorable Jocelyn Newman, Circuit Court Judge

GARY NELSON,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2026-000487

MOTION FOR AN EXTENSION OF TIME
TO FILE THE PETITION FOR WRIT OF CERTIORARI
AND APPENDIX

Counsel for Gary Nelson respectfully requests an extension of thirty (30) days from July 6, 2026 until August 5, 2026 in which to serve and file the Petition for Writ of Certiorari and Appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for Gary Nelson respectfully submits that extraordinary circumstances

exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

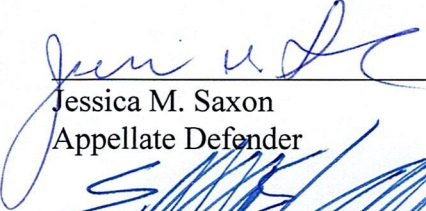
3. Counsel filed the Motion to Appoint Outside Counsel in the case of The State v. Raekwon Richardson with the Court of Appeals on July 1, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Steven Samuel with the Court of Appeals on June 29, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Clifton E. Smith v. The State with this Court on June 15, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Kristi R. Powell v. The State with this Court on June 5, 2026. Counsel filed the Petition for Rehearing in the case of Samir Kevin Shank v. The State with this Court on May 21, 2026. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and the Appendix in the case of The State v. Ronald Lee Lyons with this Court on May 13, 2026. Counsel filed the Return to Petition for Rehearing in the case of Maurice Anthony Odom v. The State with the Court of Appeals on May 12, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Adrian V. Simmons v. The State with this Court on May 6, 2026. Counsel filed the Brief of Appellant in the case of The State v. Ryan Oneal Gist with the Court of Appeals on May 6, 2026.

4. Counsel makes this request in good faith and not for purpose of delay.

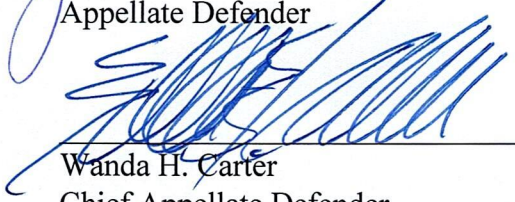
5. On July 2, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension from July 6, 2026 until August 5, 2026, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for serving and filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Wanda H. Carter
Chief Appellate Defender

This 6th day of July, 2026.