

RECEIVED
Jul 22 2026
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County

Vernon F. Dunbar, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KIEKY DAWN WILLI DURHAM,

APPELLANT

APPELLATE CASE NO. 2025-001979

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

Counsel for Kieky Durham respectfully requests a **fourth and final thirty (30) day extension from July 22, 2026 until August 21, 2026**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth 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 with the Court today.
2. Counsel for Kieky Durham 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 Brief of Petitioner in the case of Abin Lowman v. The State with the Supreme Court on July 17, 2026. Counsel filed the Brief of Petitioner in the case of The State v. James Orian Gregory with the Supreme Court on July 14, 2026. Counsel filed the Petition for Rehearing in the case of The State v. Paul E. Lamberth, Jr. with this Court on July 9, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the post-conviction DNA testing case of Jody Lynn Ward v. The State with this Court on July 8, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Steven Samuel with this Court 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 the Supreme 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 the Supreme Court on June 5, 2026. Counsel filed the Petition for Rehearing in the case of Samir Kevin Shank v. The State with the Supreme Court on May 21, 2026.

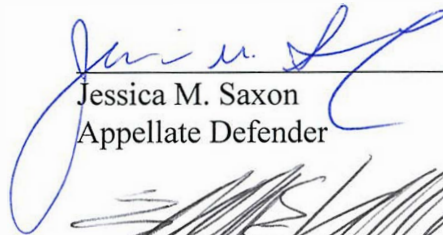
4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

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

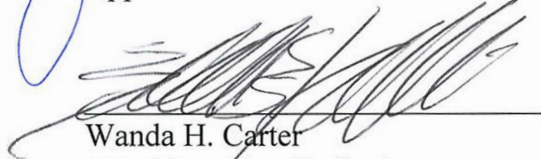
Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from July 22, 2026 until August 21, 2026**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

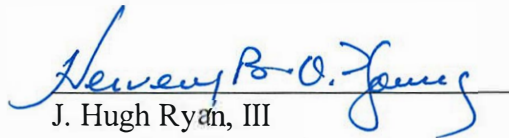
Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Wanda H. Carter
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervy B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 22nd day of July, 2026.

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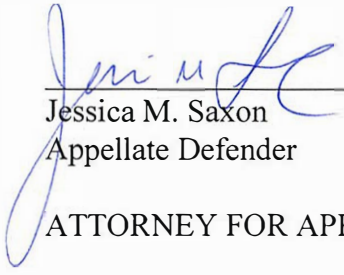
KIEKY DAWN WILLI DURHAM,

APPELLANT

APPELLATE CASE NO. 2025-001979

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 Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 22nd day of July, 2026.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

Jul 22 2026

2025-001979 The State v. Kieky D.W. Durham

SC Court of Appeals

From Walkup, Catherine <walkup@sccid.sc.gov>

Date Wed 7/22/2026 8:15 AM

To mfarthing@scag.gov <mfarthing@scag.gov>

Cc Saxon, Jessica <jsaxon@sccid.sc.gov>; Warren, Kaylynn <kwarren@sccid.sc.gov>; ccollins@scag.gov
<ccollins@scag.gov>

 1 attachment (238 KB)

2025-001979 The State v. Kieky D.W. Durham Final Motion for Extension.pdf;

Good morning,

Attached for service in the above-referenced case is the final motion for extension which will be filed today July 22nd with the Court of Appeals via email filing.

Respectfully,

Catherine Walkup, Administrative Assistant