

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

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 **fourth and final thirty (30) day extension** from July 27, 2026 until August 26, 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 Shane Byerly 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. On July 20, 2026, counsel filed the brief of appellant and designation of matter in The State v. Tony Sanders with the Court of Appeals. On July 16, 2026, counsel filed the brief of appellant and designation of matter in The State v. Dewone Dixon with the Court of Appeals. On July 13, 2026, counsel filed the brief of appellant and designation of matter in The State v. Whitney Grant with the Court of Appeals. On July 8, 2026, counsel filed the initial brief of appellant and designation of matter in The State v. Ahmad Evans with the Court of Appeals. On 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.

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.

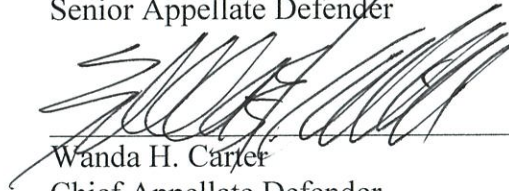
5. On July 2, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through August 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** from July 27, 2026 until August 26, 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.

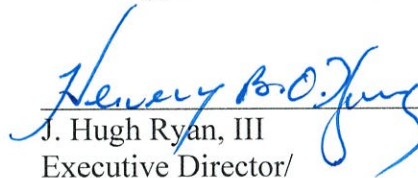
Respectfully submitted,



Lara M. Caudy
Senior 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 27th day of July, 2026.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
Jul 27 2026
SC 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 Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 27th day of July, 2026.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR APPELLANT

Leverett, Scott

From: Leverett, Scott
Sent: Monday, July 27, 2026 10:13 AM
To: Mark Farthing
Cc: Caroline Collins; Caudy, Lara; Mcinnis, Sara
Subject: 2025-000304 - State v. Shane Andrew Byerly - Extension 4
Attachments: 2025-000304 - State v. Shane Andrew Byerly - Extension 4.pdf

Dear Mr. Farthing,

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

-Scott Leverett for
Sara McInnis
Admin. Asst. for Lara Caudy
Appellate Defense

RECEIVED
Jul 27 2026
SC Court of Appeals