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Aug 10 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Richland County
The Honorable Jocelyn J. Newman, Circuit Court Judge

THE STATE,

Respondent,

v.

ERIC DONNELL GREENE,

Appellant.

Appellate Case No. 2025-001467

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all extensions through September 1, 2026. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter are due today, August 10, 2026, as per this Court's Order granting Respondent's third extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend to since July 2026. Specifically,

1. Counsel prepared and filed the Reply to Motion in Response to Respondent's Motion for Summary Judgment on July 9, 2026, in the matter of Tyrone Josey v. Joseph McFadden, Warden, Turbeville Correctional Institution, C/A No.: 5:25-cv-13255-JFA-KDW, a matter pending in the District Court.
2. Counsel prepared and filed the Motion for Summary Judgment, the Return and Memorandum of Law in Support of Motion for Summary Judgment on July 17, 2026, and Amended Return and Memorandum of Law in Support of Motion for Summary Judgment on July 20, 2026, in the matter of Jonathan C. Hughes vs. Warden Lieber Correctional Institution, C/A No.: 5:25-cv-11348-RMG-KDW, a matter pending in the District Court;
3. Counsel prepared and filed the Return to Petition for Writ of Certiorari on July 22, 2026, in the matter of The State v. James Monroe Brown, Appellate Case No. 2026-001204, a matter pending in the South Carolina Supreme Court.
4. Counsel prepared and filed the Initial Brief of Respondent and Designation of Matter on July 27, 2026, in the matter of The State v. Charles William Murphy, Jr., Appellate Case No. 2025-000135, a matter pending in this Court;
5. Counsel will be preparing for a Virtual Status Conference on August 12, 2026 in the capital matter of Timothy Jones, Jr. v. State of South Carolina, Case No. 2024-CP-32-01312;
6. Counsel is working on the Return and Memorandum of Law in Support of Motion for Summary Judgment, due August 14, 2026, in the matter of Jason Scott Simmons v. Warden of Allendale Correctional Institution, a matter pending in the District Court;
7. Counsel will be working on the Brief of Respondent due August 17, 2026, in the matter of The State of South Carolina v. Ernest Condre Bethel, Appellate Case No. 2026-000486, a matter pending in the South Carolina Supreme Court;
8. Counsel is working on other state and federal matters, and this request is not made for the purpose of delay but due to the forgoing.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief and Designation of Matter.

Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

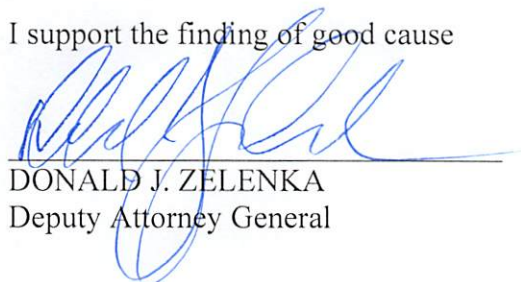
TOMMY EVANS, JR
Assistant Attorney General

By: s/Tommy Evans, Jr.
Tommy Evans, Jr. No.
65282

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ATTORNEY FOR RESPONDENT

I support the finding of good cause



DONALD J. ZELENKA
Deputy Attorney General

August 10, 2026

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STATE OF SOUTH CAROLINA
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Appellant Case No. 2025-001467

THE STATE,

RESPONDENT

v.

ERIC DONNELL GREENE,

APPELLANT

PROOF OF SERVICE

I, Tommy Evans, Jr., certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the third motion for extension to file the Initial Brief of Respondent, Designation of Matter and Proof of Service have been forwarded to Appellant's counsel, Joanna K. Delany via email today, August 10, 2026 to JDelany@sccid.sc.gov and to Ms. Delany's legal assistant, Catherine Walkup, to CWalkup@sccid.sc.gov.

I further certify that all parties required by Rule to be served have been served.

This is the 10th day of August 2026.

s/Tommy Evans, Jr.

Tommy Evans, Jr.

S.C. Bar No. 12990

Post Office Box 11549

Columbia, South Carolina 29211

Brandy Rankin

From: Brandy Rankin
Sent: Monday, August 10, 2026 11:20 AM
To: Delany, Joanna
Cc: Tommy Evans, Jr.; 'cwalkup@sccid.sc.gov'
Subject: Third Motion for Extension for which to file the Initial Brief of Respondent & Designation of Matter - The State v. Eric Donnell Greene - Appellate Case No. 2025-001467
Attachments: Third Motion for Extension to fille IBOR_DOM - Greene.pdf

Dear Ms. Delany,

Please find attached the Respondent's third motion for extension for which to file the Initial Brief & Designation of Matter. This Motion will be filed with the South Carolina Court of Appeals today, August 10, 2026, along with a copy of this email. Thank you.

Sincerely,

Brandy Rankin

Brandy Rankin, Legal Assistant to Tommy Evans, Jr.
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