

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
Aug 12 2026
SC Court of Appeals

Appeal from Spartanburg County

Honorable J. Mark Hayes, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOSEPH MITCHELL KING,

APPELLANT

APPELLATE CASE NO. 2026-000119

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

Counsel for Joseph King respectfully requests a **fourth and final thirty (30) day extension** from August 12, 2026 until September 11, 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 Joseph King 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. Today, August 12, 2026, counsel filed the initial brief of appellant and designation of matter in The State v. Antiwayne Rouse with the Court of Appeals. On July 31, 2026, counsel filed the brief of appellant and designation of matter in The State v. Allon Adams with the Court of Appeals. 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.

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.

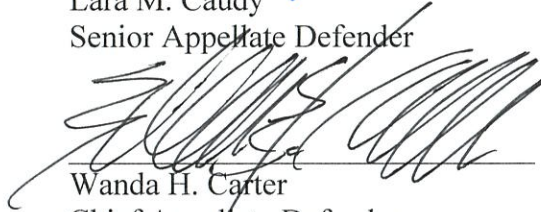
5. On August 3, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through September 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension** from August 12, 2026 until September 11, 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 12th day of August, 2026.

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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 12th day of August, 2026.



Lara M. Caudy
Senior Appellate Defender

ATTORNEY FOR APPELLANT

RECEIVED
Aug 12 2026
SC Court of Appeals

From: [Mcinnis, Sara](#)
To: [Mark Farthing](#)
Cc: [Grace Sommer](#); [Caudy, Lara](#)
Subject: 2026-000119 The State v. Joseph M. King Extension 4
Date: Wednesday, August 12, 2026 4:40:00 PM
Attachments: 2026-000119 The State v. Joseph M. King Extension 4.pdf

Good afternoon Mr. Farthing,

Attached for service in the above-referenced case is the fourth 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, August 12, 2026, via email filing.

Thank you,

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