RECEIVED
Aug 14 2026
SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Aiken County

Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JOHNATHAN DAQUAN STALEY,

APPELLANT

APPELLATE CASE NO. 2025-002154

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

Counsel for Johnathan Staley respectfully requests a thirty (30) day extension from August 14, 2026 until September 14, 2026, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third 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 today.

2. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and the Appendix in the case of The State v. Marcus Alexander Wigfall with the Supreme Court on

August 14, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Michael Todd Roberts, Jr. with this Court on August 12, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Dontrell Henry Rufus with this Court on July 29, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Virginia L. Driver with this Court on July 9, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Dontrell L. Huff with this Court on July 2, 2026. Counsel filed the Petition for Writ of Certiorari to this Court and accompanying Appendix in the case of Herbert Holmes v. State with the Supreme Court on June 18, 2026.

3. This request is made in good faith, and not for purposes 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.

4. 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 thirty-day extension from August 14, 2026 until September 14, 2026. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Joanna K. Delany
Appellate Defender

Wanda H. Carter
Chief Appellate Defender

This 14th day of August, 2026.

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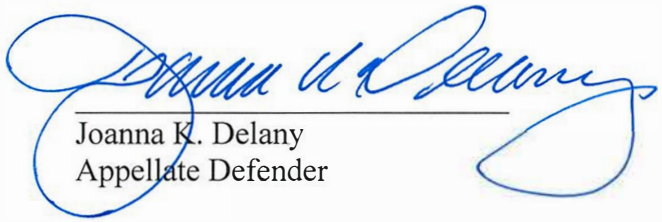
APPELLATE CASE NO. 2025-002154

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 Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of August, 2026.



Joanna K. Delany
Appellate Defender

ATTORNEY FOR APPELLANT

Outlook

RECEIVED
Aug 14 2026
SC Court of Appeals

2025-002154 The State v. Johnathan D. Staley

From Walkup, Catherine <cwalkup@sccid.sc.gov>
Date Fri 8/14/2026 4:21 PM
To mbrown@scag.gov <mbrown@scag.gov>
Cc Delany, Joanna <jdelany@sccid.sc.gov>; abennett@scag.gov <abennett@scag.gov>

1 attachment (228 KB)
2025-002154 The State v. Johnathan D. Staley Extension 3.pdf;

Good afternoon,

Attached for service in the above-referenced case is the third motion for extension which will be filed today August 14th with the Court of Appeals via email filing.

Respectfully,

Catherine Walkup, Administrative Assistant