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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Appeal from the Administrative Law Court
Honorable S. Phillip Lenski, Administrative Law Judge

Unpub. Op. No. 2026-UP-402
Appellate Case No. 2024-001471

JOSEPH KELSEY, # 217218APPELLANT,

v.

SOUTH CAROLINA DEPARTMENT OF
PROBATION, PAROLE, AND PARDON SERVICESRESPONDENT.

MOTION FOR EXTENSION OF TIME

Petitioner, Joseph Kelsey, intends to file a Petition for a Writ of Certiorari to the Court of Appeals following the Court of Appeals' August 5, 2026 unpublished opinion denying relief. The Petition and Appendix are currently due to be filed on September 4, 2026. Undersigned counsel requests an additional ten (10) days, in accordance with this Court's Order dated July 16, 2014, in which to file the Petition and Appendix. In support of this motion, the undersigned would show this Court:

1. The Court of Appeals issued its opinion denying Petitioner relief on August 5, 2026.
2. Undersigned counsel Allison Franz represents Petitioner *pro bono* and represents multiple death-sentenced individuals and juveniles whose cases have been very active over the past month. Specifically, she has needed to spend significant time preparing post-hearing briefing in the capital post-conviction case of *Luzenski Cottrell v. State*, No. 2018-CP-26-05709, preparing for a capital post-conviction relief hearing in *Anthony Woods v. State*, No. 2018-CP-14-00382, and

preparing a petition for a writ of certiorari to the United States Supreme Court in a third capital post-conviction case, *Aleksey v. State*, No. 2021-CP-40-02306, Appellate Case No. 2024-000140. Ms. Franz has also been preparing for a resentencing hearing pursuant to *Aiken v. Byars* in the case of *State v. Wallace Priester*, which has necessitated extensive investigation, including travel. Finally, Attorney Franz prepared for and traveled to two multi-day Continuing Legal Education Conferences during the month of August, and served as a speaker and faculty member at the National Habeas Seminar in Nashville, Tennessee from August 6–10.

For the foregoing reasons, which counsel submits constitutes good cause pursuant to this Court Order dated July 16, 2014, undersigned counsel requests that this Court extend the deadline for filing the Petition for Writ of Certiorari and Appendix in this case an additional ten (10) days, making Mr. Kelsey’s Petition and Appendix due on September 14, 2026.

Respectfully submitted,

/s/ Allison Franz

Allison Franz

Justice 360

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September 2, 2026.