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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Charleston County

Honorable Jocelyn J. Newman, Circuit Court Judge

CHARLES O. JAMES, III,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2026-000714

MOTION FOR AN EXTENSION TO SERVE AND FILE
THE PETITION FOR WRIT OF CERTIORARI
AND APPENDIX

Counsel for Charles Otis James, III respectfully requests a **final thirty (30) day extension, from September 4, 2026 until October 5, 2026**, in which to serve and file the Petition for Writ of Certiorari and Appendix 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 Petition for Writ of Certiorari and Appendix are due to be served and filed with the Court today.
2. Counsel for Charles Otis James, III 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. Counsel appeared as a witness at the post-conviction relief evidentiary hearing in the case of Gary Wirtz v. The State via WebEx on September 1, 2026, Counsel filed the Brief of Petitioner in the case of The State v. Ronald Lee Lyons with this Court on September 1, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Gary Nelson v. The State with this Court on August 31, 2026. Counsel filed the Return to Petition for Writ of Certiorari to the Court of Appeals in the case of Derrick Miller v. The State with this Court on August 26, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Kieky Dawn Williams Durham with the Court of Appeals on August 24, 2026. Counsel filed the Petition for Writ of Certiorari to the Court of Appeals and the Appendix in the case of The State v. Paul Elbert Lamberth, Jr. with this Court on August 14, 2026. Counsel filed the Brief of Petitioner in the case of Billy J. Geisendorff v. The State with the Court of Appeals on August 7, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Dandre Ravon-Larenz Bloome with the Court of Appeals on July 27, 2026. Counsel filed the Brief of Petitioner in the case of Abin Lowman v. The State with the Supreme Court on July 17, 2026. Counsel filed the Brief of Petitioner in the case of The State v. James Orian Gregory with this Court on July 14, 2026.

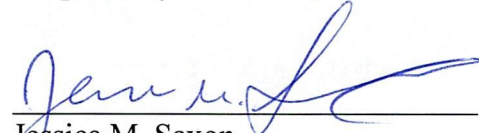
4. Counsel makes this request in good faith and not for purpose of delay.

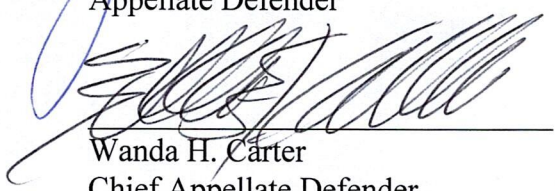
5. On August 27, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy

Attorney General Donald J. Zelenka for all Appellate Defense extensions through October 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **final thirty (30) day extension from from September 4, 2026 until October 5, 2026**, in which to serve and file the Petition for Writ of Certiorari and Appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the Petition for Writ of Certiorari and Appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender

Wanda H. Carter
Chief Appellate Defender

This 4th day of September, 2026.