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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Chester County
Honorable Robert E. Hood, Circuit Court Judge
Appellate Case No. 2025-000446

THE STATE,

Respondent,

vs.

JOSEPH GARY LANDRY,

Appellant.

MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER

Respondent ("the State"), through its undersigned counsel, would respectfully show unto the Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed on September 8, 2026.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the State moves for a **third** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned counsel has submitted an Initial Brief of Respondent and Designation of Matter to

the Court of Appeals In the Interest of Dawone W. and State v. Toby Armstrong; has submitted a Brief of Respondent in the Supreme Court in State v. Donald King Pollock; has submitted a Final Brief of Respondent to the Court of Appeals in State v. Travis Douglass and State v. Mercury Lamont Williamson; and has submitted a Response Brief to the Fourth Circuit Court of Appeals in Christopher Hampton v. Jonathan Nance.

III.

The undersigned counsel submits this extension request is supported by good cause and is not intended for purposes of delay. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has not yet been able to finish the Brief due to a heavy workload. Accordingly, to ensure the Brief is properly researched and prepared, I would therefore request an additional extension of time within which to serve and file the Brief.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on Respondent's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

JOSHUA A. EDWARDS
Assistant Deputy Attorney General

By:_____
Joshua A. Edwards
S.C. Bar Number 101188

I have reviewed and approved this extension request.

By:_____
Mark R. Farthing
Senior Assistant Deputy Attorney General

September 8, 2026

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PROOF OF SERVICE

I, Grace Sommer, certify I have served the within Motion for the Third Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by sending an electronic copy via email to the address listed in AIS for the following individual:

David Alexander, Esquire
S.C. Commission on Indigent Defense
PO Box 11589
Columbia, SC 29201

I further certify all parties required by Rule to be served have been served.
This 8th day of September 2026.

GRACE SOMMER
Administrative Support Manager
Office of the Attorney General