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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Greenville County
The Honorable Patrick C. Fant, III, Circuit Court Judge

Appellate Case No: 2025-002570

THE STATE, Respondent,

vs.

RICHARD DAVID PRZYBYLSKI, Appellant.

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

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extensions granted by the Court.

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 Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court, the undersigned counsel is unable to complete this Brief on time. Since the last extension was granted in this matter, the undersigned counsel submitted a Final Brief of Respondent to the Court of Appeal in State v. Mercury Lamont Williamson

(2024-001309); has submitted a Response Brief to the Fourth Circuit Court of Appeals in Christopher Hampton v. Jonathan Nance; and has submitted both an Initial Brief of Respondent and Designation of Matter and Final Brief of Respondent to the Court of Appeals in State v. Toby Khan Armstrong (2025-000718). Counsel would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

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; and for 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
S. C. Bar No: 101188

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

I have reviewed and approved this extension request.

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

September 18, 2026

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PROOF OF SERVICE

I, Grace Sommer, certify that I have served the Motion for Extension of Time on Adam S. Ruffin, Esquire, counsel of record for the Appellant, by sending one copy by electronic mail to the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served.
This 18th day of September, 2026.

GRACE SOMMER
Administrative Support Manager

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