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Oct 05 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions
Case Nos. 2024-GS-32-02743; 2024-GS-32-02744
Appellate Case No. 2026-000693

Diane S. Goodstein, Circuit Court Judge

State of South Carolina,

Respondent,

v.

Vernon Jenkins, Jr.,

Appellant.

**MOTION TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER OUT
OF TIME**

Appellant Vernon Jenkins, Jr., through counsel, moves under Rule 240, SCACR, for an order accepting the Initial Brief of Appellant and the Designation of Matter to be Included in the Record on Appeal, served and filed with this motion, as timely filed. In support, Appellant shows the Court the following.

The brief was due Friday, October 2, 2026. Counsel was unable to complete the brief on that day. He was substantially done with the brief other than proofreading and editing which took longer than expected. He was tied up Friday in a meeting with a government official that could not be rescheduled and then had to work on an emergency response to a district judge in the Western District of North Carolina in the *United States v. DeCarlos Brown* federal case. Finally, he had to prepare for a jury selection in a federal civil case today (Monday, October 5, 2026).

However, the initial brief is now complete, and the delay was only a few days. Counsel has consulted with opposing counsel in this matter who does not object to this request.

Appellant therefore respectfully requests that the Court accept the Initial Brief of Appellant and the Designation of Matter to be Included in the Record on Appeal as served and filed in a timely manner.

Respectfully submitted,

s/ Joshua Snow Kendrick
Joshua Snow Kendrick
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Attorneys for the Appellant

Greenville, South Carolina
October 5, 2026

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CERTIFICATE OF SERVICE

The undersigned certifies that on October 5, 2026, a copy of the Initial Brief of Appellant, Designation of Matter to be Included in the Record on Appeal, and Motion to File Initial Brief and Designation of Matter Out of Time was served on counsel for Respondent by electronic mail addressed as follows:

Mark Farthing, Assistant Attorney General
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
mfarthing@scag.gov

The original was filed with the Clerk of the South Carolina Court of Appeals by electronic filing on the same date.

Respectfully submitted,

s/ Joshua Snow Kendrick
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Greenville, South Carolina
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