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Oct 09 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Aiken County
Honorable Michael G. Nettles, Circuit Court Judge

THE STATE,

Respondent,

v.

DALLAN TIMOTHY THORSTENSON,

Appellant.

Appellate Case No. 2024-000049

**MOTION FOR THIRD EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter in the above-reference case. Opposing counsel has consented to this extension request. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter are due today, October 9, 2026, as per this Court's Order dated September 9, 2026 granting Respondent's second extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend to since September 9, 2026. Counsel has done a substantial amount of research and work on this case and the following appeals: *State v. Tyler Givens* (2024-001995); *State v. Ronnie Todd* (2025-001645); *State v. Kenneth Dawson* (2025-000114); and *State v. Ryan Woodruff* (2025-

000101). Undersigned counsel has also filed a Motion to Dismiss in *Tyrone Ellison v. Warden Lee Correctional Institution* (1:26-02076-SAC-MGB); a Motion for Summary Judgment and Memorandum in Support of Motion for Summary Judgment in *Michael Gay v. Lee Correctional Institution* (5:25-14035-BHH-KDW) and *Douglas Young v. Warden Corhen* (5:26-02708-BHH-KDW); and a Reply to Response in Opposition to Motion for Summary Judgment in *Tyrone Benn v. F. Hubbard* (1:26-0034-JDA-MHC).

Additionally, counsel has been receiving necessary medical treatment over the last several months that has limited her work hours.

Due to counsel's involvement in these and other matters, counsel is unable to timely complete the Initial Brief of Respondent and Designation of Matter.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter until November 9, 2026. This request is made in good faith, and not for the purpose of delay.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

DANIELLE DIXON
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SC Bar No. 73999

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(803) 734-6305

By: s/Danielle Dixon
Danielle Dixon

ATTORNEYS FOR RESPONDENT

I support the finding of good cause.

By: 
MELODY J. BROWN
Senior Assistant Deputy Attorney General

October 9, 2026

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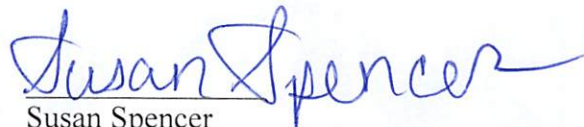
Appellate Case No. 2024-000049

PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the Motion for Third Extension of Time to File Initial Brief of Respondent and Designation of Matter, along with Certificate of Service has been forwarded to Appellant's counsel, Elizabeth Franklin-Best, Esquire via email today, October 9, 2026 to elizabeth@franklinbestlaw.com.

I further certify that all parties required by Rule to be served have been served.

This is the 9th day of October 2026.



Susan Spencer
Legal Assistant

Office of the Attorney General
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(803) 734-6305

From: [Susan Spencer](#)
To: elizabeth@franklinbestlaw.com
Cc: [Danielle Dixon](#)
Subject: State v. Dallan Thorstenson (2024-000049)
Date: Friday, October 9, 2026 9:34:00 AM
Attachments: [image001.png](#)
[Thorstenson Dallan - Motion for Third Extension \(IBOR\).pdf](#)

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SC Court of Appeals

Good morning, Ms. Franklin-Best,

Attached please find a motion for a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter in *State v. Dallan Thorstenson* (2024-000049) which will be filed today with the Court of Appeals.

Thank you.

SUSAN SPENCER, Legal Assistant
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