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Oct 09 2026
SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Spartanburg County
The Honorable J. Derham Cole, Circuit Court Judge

THE STATE,

Respondent,

v.

JIMMY LEE SALTERS,

Appellant.

Appellate Case No. 2025-002043

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 serve and file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. Opposing counsel has graciously consented to all extension requests through November 1, 2026. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief and Designation of Matter is due today, October 9, 2026, as per this Court's Order 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 2026 when the Court granted Respondent's second extension. Specifically:

1. Counsel prepared and filed the Response in Opposition to Petitioner's Rule 60(b) Motion on September 8, 2026, in the matter of Arthur Quentin Jones, Jr. v. Warden Evans Correctional Institution, *CIA* No.: 6:24-04191-JFA-KFM, a matter pending in the District Court;

2. Counsel prepared and filed the Final Brief of Respondent on September 10, 2026, in the matter of The State v. Keoki Kenta Harris, Appellate Case No. 2024-0001742, a matter pending in this Court;

3. Counsel prepared and filed the Response in Opposition to Petitioner's Rule 59(e) & 60(b)Motion on September 14, 2026, in the matter of Naijuwuan S. Chisolm v. Warden of Ridgeland Correctional Institution, *C*/A No.: 1:25-cv-11722-JD, a matter pending in the District Court;

4. Counsel prepared and presented Oral Argument on September 16, 2026, in the matter of The State v. Thomas E. McDowell, Appellate Case No. 2024-000226, a matter pending in this Court;

5. Counsel prepared and filed the Response in Opposition to Petition to Vacate Bond on September 21, 2026, in the matter of The State v. Anijah Yarnell, Appellate Case No. 2026-001715, a matter pending in the South Carolina Supreme Court;

6. Counsel filed the Respondent's Reply to Petitioner's Objections to the Order Denying Appointment of Counsel on September 23, 2026, in the matter of Walter A. Palacios v. Brian Kendall, *CIA* No. 5:26-cv-2617-RMG-KDW, this is a matter pending in the District Court;

7. Counsel prepared and filed the Final Brief of Respondent on September 23, 2026, in the matter of The State v. Brandon Lee Corder, Appellate Case No. 2023-001543, this is a matter pending in this Court;

8. Counsel filed the Reply to Response in Opposition on October 1, 2026 in the matter of Jquan Scott, #365229 v. Warden, Broad River Correctional Institution, C/A No.: 4:25-cv-13549-DCN-TER, a matter pending in the District Court;

9. Counsel filed the Response in Opposition to Petitioner's Rule 59(e) Motion on October 1, 2026, in the matter of Chris Anthony Liverman v. South Carolina Department of Corrections, Warden of Tallahatchie County Correctional Facility, C/A No. 9:23-03205-JD, a matter pending in the District Court;

10. Counsel is working on other state and federal matters, and this request is not made for the purpose of delay but due to the foregoing.

WHEREFORE, counsel respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
S.C. Bar No: 14244

W. JOSEPH MAYE
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By: *s/W. Joseph Maye*
W. Joseph Maye
Assistant Attorney General
ATTORNEYS FOR RESPONDENT

[signature page continued next page]

I support the finding of good cause

MELODY J. BROWN
Senior Assistant Deputy Attorney General

October 9, 2026

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PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order April 24, 2024, the Third Extension of Time to file the Initial Brief and Designation of Matter have been forwarded to Appellant's counsel, Wesley Chandler Norville, Esquire, via email today, October 9, 2026, to CNorville@sccid.sc.gov and to his assistant, Kaylynn Warren at KWarren@sccid.sc.gov.

I further certify that all parties required by Rule to be served have been served. This is the 9th day of October 2026.

Brandy Rankin
Legal Assistant

Brandy Rankin

From: Brandy Rankin
Sent: Friday, October 9, 2026 9:41 AM
To: cnorville@sccid.sc.gov
Cc: Joe Maye; Warren, Kaylynn
Subject: Third Motion for Extension to file Initial Brief of Respondent and Designation of Matter - The State v. Jimmy Lee Salters, Appellate Case No. 2025-002043
Attachments: Third Extension IBOR_DOM - Salters.pdf

Mr. Norville,

Please find attached the Respondent's third motion for extension to file the Initial Brief & Designation of Matter. These documents will be filed with the South Carolina Court of Appeals today, October 9, 2026 along with a copy of this email. Thank you.

Sincerely,

Brandy Rankin

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SC Court of Appeals

Brandy Rankin, Legal Assistant to W. Joseph Maye
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