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Oct 14 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
The Honorable William P. Kelsey, Circuit Court Judge
Appellate Case No: 2025-000541

THE STATE,

Respondent,

vs.

DAVID MATTHEWS, JR.,

Appellant.

**MOTION FOR FOURTH 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 October 14, 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 **fourth** 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 a Return to Petition for Writ Certiorari to the Supreme Court in The State v. Paul Elbert Lamberth, Jr. (2026-001812); has completed two Oral Arguments in

the Court of Appeals in Daniel J. Lawrence v. State of South Carolina (2024-000696) and The State v. Joseph Eugene Edmond (2023-000799); and has submitted a Return to Petition for Rehearing to the Court of Appeals in The State v. Justin Brodie Granet (2023-000288). Counsel would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

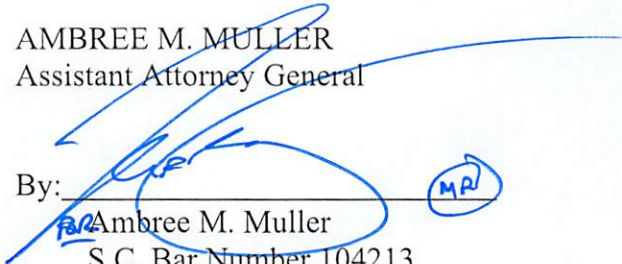
The undersigned counsel submits this extension request is supported by extraordinary circumstances and is not intended for purposes of delay. The undersigned counsel is currently working on the Brief in this case and intends to have it finished in a timely manner. However, the undersigned counsel has 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.

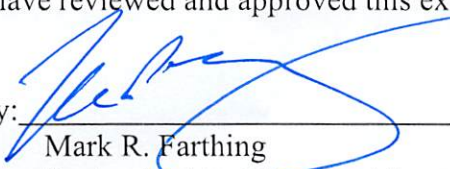
Respectfully submitted,

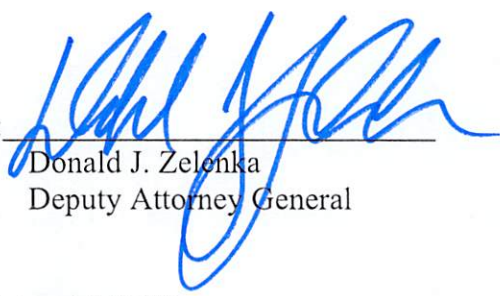
ALAN WILSON
Attorney General

AMBREE M. MULLER
Assistant Attorney General

By:  
Ambree M. Muller
S.C. Bar Number 104213

I have reviewed and approved this extension request.

By: 
Mark R. Farthing
Senior Assistant Deputy Attorney General

By: 
Donald J. Zelenka
Deputy Attorney General

October 14, 2026

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Lexington County
The Honorable William P. Keesley, Circuit Court Judge
Appellate Case No: 2025-000541

THE STATE,

Respondent,

vs.

DAVID MATTHEWS, JR.,

Appellant.

PROOF OF SERVICE

I, Bianca Cammarata, certify that I have served the Motion for Extension of Time on Wanda H. Carter, 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 14th day of October 2026.



Bianca Cammarata
Legal Assistant

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