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Oct 14 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Orangeburg County
Honorable Heath Taylor, Circuit Court Judge
Honorable Maite Murphy, Circuit Court Judge

THE STATE,

Respondent,

v.

TYLER JAMAL GIVENS

Appellant.

Appellate Case No. 2024-001995

**MOTION FOR FOURTH 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 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 are due today, October 14, 2026, as per this Court's Order dated September 15, 2026, granting Respondent's third extension request. The undersigned attorney for the Respondent has had a number of state and federal matters to attend to since September 15, 2026. Counsel has done a substantial amount of research and work on this case and the following appeals: *State v. Ronnie Todd* (2025-001649); *State v. Kenneth*

Dawson (2025-000114); and *State v. Ryan Woodruff* (2025-000101). Undersigned counsel has also filed a Motion to Dismiss and a reply to the response to the motion 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.

Respectfully Submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

DANIELLE DIXON
Assistant Attorney General
No. 73999

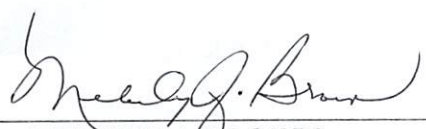
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

By: 
Danielle Dixon

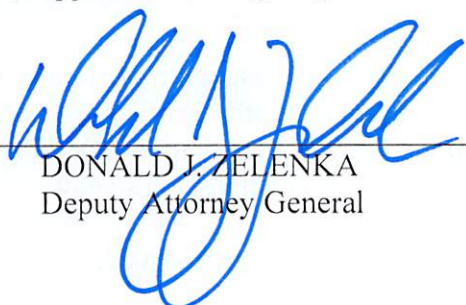
ATTORNEYS FOR RESPONDENT

October 14, 2026.

I support the finding of good cause.

By: 
MELODY J. BROWN,
Senior Assistant Deputy Attorney General

I, too, support the finding of good cause.

By: 
DONALD J. ZELENKA
Deputy Attorney General

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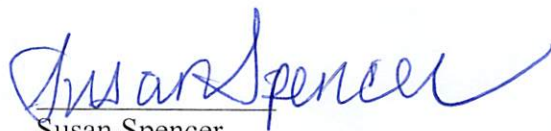
Appellate Case No. 2024-001995

PROOF OF SERVICE

The undersigned certifies that pursuant to Rule 262(c)(3), SCACR and the Supreme Court order of April 24, 2024, the Fourth Motion for Extension of Time, along with Certificate of Service has been forwarded to Appellant's counsel, Gary H. Johnson, Esquire via email today, October 14, 2026 to gjohnson@sccid.sc.gov and his assistant Scott Leverett at sleverett@sccid.sc.gov.

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

This is the 14th day of October 2026.



Susan Spencer
Legal Assistant

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

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SC Court of Appeals

From: [Susan Spencer](#)
To: gjohnson@sccid.sc.gov
Cc: [Leverett, Scott](#); [Danielle Dixon](#)
Subject: State v. Tyler Givens (2024-001995)
Date: Wednesday, October 14, 2026 4:09:00 PM
Attachments: [image001.png](#)
[Givens Tyler - Motion for Fourth Extension \(IBOR\).pdf](#)

Good afternoon, Mr. Johnson,

Attached please find a motion for a fourth extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter in *State v. Tyler Givens* (2024-001995) which will be filed today with the Court of Appeals.

Thank you.

SUSAN SPENCER, Legal Assistant
South Carolina Attorney General's Office
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