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Oct 16 2026
SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

WALTER ATWOOD WORRIAX,

APPELLANT

APPELLATE CASE NO. 2025-002542

MOTION FOR AN EXTENSION OF TIME TO
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Walter Worriax respectfully requests a thirty (30) day extension from October 16, 2026 until November 16, 2026, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a third request for an extension. In support of this request, counsel shows:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.

2. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case

of The State v. Victor M. Pouge with this Court on October 14, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Holly Jo Thompson v. The State with the Supreme Court on October 9, 2026. Counsel filed the Petition for Writ of Certiorari and the Appendix in the case of Charles Otis James III v. The State with the Supreme Court on October 2, 2026. Counsel attended and presented the Case Law Update at the mandatory Annual Public Defender Conference in Myrtle Beach, South Carolina from September 28-30, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Willie Leo Darby with this Court on September 28, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Lafredia Corlett Todd with this Court on September 21, 2026. Counsel appeared for Oral Argument in the case of Daniel Jamaal Lawrence v. The State before this Court on September 16, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Derrick Lamont Brunson with this Court on September 11, 2026. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Jody Lynn Ward with this case on September 8, 2026. Counsel appeared as a witness at the post-conviction relief evidentiary hearing in the case of Gary Wirtz v. The State via WebEx on September 1, 2026, Counsel filed the Brief of Petitioner in the case of The State v. Ronald Lee Lyons with the Supreme Court on September 1, 2026.

3. This request is made in good faith, and not for purposes of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload will hopefully become more manageable in the near future, and less extensions will need to be requested.

4. On September 24, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through November 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty-day extension from October 16, 2026 until November 16, 2026. Counsel respectfully requests that the time limits for filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Jessica M. Saxon
Appellate Defender

Wanda H. Carter
Chief Appellate Defender

This 16th day of October, 2026.

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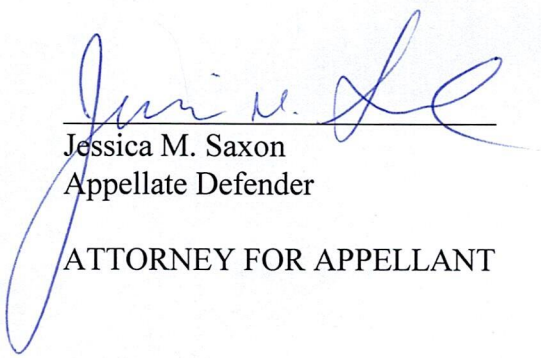
WALTER ATWOOD WORRIAX,

APPELLANT

APPELLATE CASE NO. 2025-002542

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 16th day of October, 2026.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

Warren, Kaylynn

From: Warren, Kaylynn
Sent: Friday, October 16, 2026 11:05 AM
To: Melody Brown
Cc: Saxon, Jessica; 'abennett@scag.gov'
Subject: 2025-002542 The State v. Walter Atwood Worriax
Attachments: 2025-002542 The State v. Walter Atwood Worriax Third Motion for Extension.pdf

Good Morning,

Attached for service in the above-referenced case is the Third Motion for Extension which will be filed today, October 16, 2026, with the Court of Appeals via email filing.

Respectfully,
Kaylynn

Kaylynn Warren
Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
(803) 734-1330

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