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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Spartanburg County

Honorable J. Cordell Maddox, Circuit Court Judge

DERRICK L. BENNETT,

PETITIONER

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2026-001314

MOTION FOR AN EXTENSION TO SERVE AND FILE
THE PETITION FOR WRIT OF CERTIORARI
AND APPENDIX

Counsel for Derrick L. Bennett respectfully requests an extension of thirty (30) days in which to file the petition for writ of certiorari and accompanying appendix in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The petition for writ of certiorari and appendix are due to be served and filed with the Court today.

2. Counsel for Derrick L. Bennett respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the

number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel filed the petition for rehearing in the case of The State v. Maurice Singleton with the Court of Appeals on October 8, 2026. Counsel filed the petition for rehearing in the case of The State v. Stephen J. Green with the Court of Appeals on October 8, 2026. Counsel had an oral argument in the case of The State v. Joseph Eugene Edmond in the Court of Appeals on October 7, 2026. Counsel filed the petition for rehearing in the case of The State v. Joseph Rowland with the Court of Appeals on September 24, 2026. Counsel filed the initial brief of appellant and designation of matter in the case of The State v. Troy Jenkins with the Court of Appeals on September 23, 2026. Counsel filed the petition for rehearing in the case of The State v. Benjamin Walter Dubois III with the Court of Appeals on September 17, 2026. Counsel had an oral argument before the Court of Appeals in the case of The State v. Thomas Eric McDowell on September 16, 2026.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Opposing counsel, the Attorney General's Office, has graciously consented to this extension request by way of the thirty-day general consent granted by email from Deputy Attorney General Donald J. Zelenka dated September 26, 2026 for all Appellate Defense extensions through December 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a thirty (30) day extension in which to serve and file the petition for writ of certiorari and appendix in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the petition for writ of certiorari and appendix be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Kathrine H. Hudgins
Senior Appellate Defender

Wanda H. Carter
Chief Appellate Defender

This 4th day of November, 2026.