

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**Nov 03 2025**

**SC Court of Appeals**

APPEAL FROM HORRY COUNTY  
Court of Common Pleas  
The Honorable George M. McFaddin, Jr.  
Presiding Judge, Fifteenth Judicial Circuit

Appellant Case No. 2025-001035

Case No.: 2024-CP-26-01211

Smarthomeenterprise LLC,.....Respondent,

v.

Lifetime Energy LLC and Logan Jacob Smith..... Appellants.

**APPELLANTS’ RETURN TO RESPONDENT’S MOTION TO  
LIMIT APPELLANTS’ EXTENSION OF TIME TO FILE INITIAL BRIEF**

Appellants, Lifetime Energy LLC and Logan Jacob Smith, respectfully submit this response in opposition to Respondent’s Motion to Limit Appellants’ Extension of Time TO File Initial Brief pursuant to Rule 240, SCACR.

Appellants request that Respondent’s Motion be denied. First, Respondent’s failed to raise any objection to Appellants’ request prior to the Court issuing its Order. Counsel for Appellants emailed counsel for Respondent prior to filing their Motion for Extension of Time and requested Respondent’s counsel consent to the Motion. When no response, either confirming consent or expressing objection was received, Appellants filed their Motion with the Court on October 22, 2025. The Court issued its ruling granting the Motion on October 28, 2025. During the intervening time, Respondent submitted no objection(s) to the Court whatsoever. Second,

Respondent's contention that Appellants have had "ample opportunity to prepare their arguments" is misplaced. Though the Notice of Appeal was filed on May 27, 2025, the transcript was not received until September 28, 2025. A review of the transcript of the proceedings is critical not only to the preparation of the Initial Brief itself, but also to formulating and reviewing the substantive argument(s) to be presented therein.

As such, the Court's Decision to grant Appellants' first Motion for Extension of Time to File the Initial Brief, together with the amended due date as provided, was reasonable and should not be modified.

**BURR & FORMAN LLP**

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Myrtle Beach, South Carolina

November 3, 2025

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**PROOF OF SERVICE**

I certify on the 3rd day of November 2025, that *Appellants' Return to Respondent's Motion to Limit Appellants' Motion for Extension of Time to File Initial Brief* was been served on counsel of record for the Respondent, via electronic mail only, as follows:

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