

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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**RECEIVED**

**Feb 10 2026**

**SC Court of Appeals**

APPEAL FROM CIRCUIT COURT

Teasa Weaver, Master-in-Equity

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Case No. 2023-CP-46-01467

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Midway Baptist Church of York County,

Respondent/Appellant,

v.

County of York,

Appellant/Respondent,

**MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF(S)**

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Appellant/Respondent York County hereby moves for a second extension of time in which to file its Initial Brief in the above-captioned appeal for a period of thirty (30) days, making Appellant/Respondent's Initial Brief due on or before March 19, 2026. Additionally, York County requests a corresponding period of time be granted to Respondent/Appellant.

The reasons for which the undersigned seeks this extension are:

1. Appellant/Respondent and Respondent/Appellant (the "Parties") have reached an agreement in principle to resolve the matters at issue in the underlying case.
2. In advance of the February 17, 2026 deadline, the Parties believe their efforts can be utilized to finalize a written agreement and present that agreement to the Parties' respective governing bodies in separate duly assembled meetings for review, approval, and authority to execute.
3. As the settlement in principle will resolve all pending matters, the agreement will nullify the need for the Parties to perfect the filings and will result in the dismissal of the appeals.
4. To that end, counsel for Respondent/Appellant has consented to the extension request for an additional 30 days; and, in turn, Counsel for Appellant/Respondent consents to a corresponding extension for Respondent/Appellant.
5. Therefore, this request, if granted will allow the undersigned to 1) finalize the approval of the agreement in principle and 2) if the parties are unable to finalize the settlement, allow both Appellant/Respondent and Respondent/Appellant time in which to complete and file their Initial Briefs on or before March 19, 2026.

For the foregoing reasons, Appellant/Respondent County of York requests that the Court grant the extension of time sought in which to file its Initial Brief and correspondingly grant Respondent/Appellant the same extension period in which to file its Initial Brief.

Respectfully submitted,

s/ Michael K. Kendree, Sr.  
Michael K. Kendree, Sr.  
S.C. Bar #: 65308  
York County Attorney's Office  
26 West Liberty Street  
P.O. Drawer 299  
York, South Carolina 29745  
(803) 684-4851  
[Michael.kendree@yorkcountysc.gov](mailto:Michael.kendree@yorkcountysc.gov)  
Attorney for Appellant/Respondent  
County of York

I CONSENT:

s/Emily N. Brown (with permission MKK)  
SC Bar # 101131  
Emily Brown Law LLC  
P.O. Box 38113  
Rock Hill, SC 29732  
(803) 973-0490  
[emily@emilybrownlaw.com](mailto:emily@emilybrownlaw.com)  
Attorney for Respondent/Appellant  
Midway Baptist Church of York County

February 10, 2026

York, S.C.

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**PROOF OF SERVICE**

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I certify that I have served Appellant/Respondent's *Motion for Extension of Time to File Initial Brief* upon Respondent/Appellant by copy of email to the Court of Appeals on February 10, 2026, transmitted to its attorney of record, Emily N. Brown, via email to: [emily@emilybrownlaw.com](mailto:emily@emilybrownlaw.com).

Respectfully submitted,

s/ Michael K. Kendree, Sr.

Michael K. Kendree, Sr.

S.C. Bar #: 65308

York County Attorney's Office

26 West Liberty Street

P.O. Drawer 299

York, South Carolina 29745

(803) 684-4851

[Michael.kendree@yorkcountysc.gov](mailto:Michael.kendree@yorkcountysc.gov)

Attorney for Appellant/Respondent

County of York

February 10, 2026

York, S.C.



## OFFICE OF COUNTY ATTORNEY

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York, South Carolina 29745  
Tel: (803) 684-4851 · Fax: (803) 684-6682

*Michael K. Kendree*  
County Attorney

*Laura B. Dover*  
Deputy County Attorney

February 10, 2026

Via Email: [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**Re: Midway Baptist Church of York County vs. County of York  
Appellate Case No. 2025-002054**

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**SC Court of Appeals**

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced appeal are the following:

- (1) Motion for Extension of Time to File Initial Brief(s);
- (2) Proof of Service for Respondent's Motion for Extension of Time; and,
- (3) Filing Fee for \$50.00.\*

\*Pursuant to Section (c) within the Order of the S.C. Supreme Court dated April 24, 2024 regarding Methods of Electronic Filing and Service under Rule 262, SCACR, Appellant/Respondent County of York shall mail its filing fee within five days of electronic service of the aforementioned documents.

With Kindest Regards, I am

Sincerely,

s/Michael Kendree

Michael Kendree  
County Attorney

Enclosures: as noted

Cc: Emily N. Brown, Esq. (via email)  
Laura Dover, Esq.