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Mar 10 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas
The Honorable Teasa K. Weaver

Case No. 2023-CP-46-01467
Appellate Case No. 2025-002054

Midway Baptist Church of York,

Respondent-Appellant,

v.

County of York,

Appellant-Respondent.

MOTION FOR AN EXTENSION

Appellant, by and through undersigned counsel, respectfully moves this Court for up to a thirty (30) day extension of time in which to file Appellant's Initial Brief and the Designation of Matter to be Included in the Record on Appeal in the above-captioned matter.

Appellant's Initial Brief and Designation of Matter are presently due on or about March 19, 2026. Since the filing of the Notice of Intent to Appeal, undersigned counsel, Brian A. Autry and William J. Henerey of Kenison, Dudley & Crawford, LLC, have recently become involved in this matter and have entered the case as primary appellate counsel to Appellant.

Appellant's original counsel, Michael K. Kendree, Sr., Esquire, who filed the Notice of Appeal, will remain as counsel of record. However, Mr. Kendree has recently experienced health-

related issues, including hospitalization, which have temporarily limited his ability to work. As a result, undersigned counsel requires additional time to review the procedural history of the case, familiarize themselves with the pleadings and filings, and adequately prepare the Appellant's Initial Brief and Designation of Matter. Appellant would offer that these are extraordinary circumstances that warrant the extension of time.

This request is made in good faith and not for purposes of delay, but rather to ensure that Appellant's issues on appeal are properly reviewed and presented to the Court. Respondent, through counsel, has consented to this Motion. Accordingly, Appellant respectfully requests a thirty (30) day extension of time in which to file the Appellant's Initial Brief and Designation of Matter.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant up to a thirty (30) day extension of time in which to file the Appellant's Initial Brief and Designation of Matter, and for such other and further relief as the Court deems just and proper.

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[SIGNATURES ON FOLLOWING PAGE]

Respectfully submitted,

/s/ Brian A. Autry

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Attorneys for Appellant County of York

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Cayce, South Carolina

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PROOF OF SERVICE

I certify that the Appellant's Motion for Extension to file Appellant's Initial Brief and the Designation of Matter to be Included in the Record on Appeal has been served on Emily N. Brown, Esq., counsel for Respondent Midway Baptist Church of York by email sent to her primary e-mail address, emily@emilybrownlaw.com, on March 10, 2026.

/s/ Brian A. Autry

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March 10, 2026
Cayce, South Carolina