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May 20 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Courtney Clyburn Pope, Circuit Court Judge

Appellate Case No. 2026-000123
Case No. 2025-CP-02-02223

Sage Mill Residential, Ltd., Appellant,

v.

Aiken County, South Carolina and Aiken County Planning Commission, Respondents.

**MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF OF RESPONDENTS**

The Respondent Aiken County and Aiken County Planning Commission respectfully move this Court for an additional 10-day extension of time until June 1, 2026, by which to file and serve their Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal.

The Respondents’ motion is based on the following grounds:

1. The Respondents’ Initial Brief and their Designation of Matter to be Included in the Record on Appeal are currently due to be filed and served on or before May 22, 2026.

2. The undersigned counsel requires additional time to complete the Initial Brief of Respondent due to other obligations and deadlines, including having Supreme Court oral arguments

held on May 19, 2026, a Supreme Court brief due and filed on May 18, 2026, and a brief due to the Fourth Circuit Court of Appeals on May 21, 2026. Additionally, the Respondents have not as yet received a copy of the appeal hearing transcript. A Request for Transcript Form was submitted in written form on March 26, 2026. The request has been re-submitted through the electronic portal on May 20, 2026.

3. The undersigned has consulted with counsel for the Appellant, and he consented to the requested extension by reply email.

WHEREFORE, the Respondents respectfully request that they be allowed until June 1, 2026, by which to file and serve its Initial Respondent's Brief and Designation of Matter to be Included in the Record on Appeal.

s/ Andrew F. Lindemann

ANDREW F. LINDEMANN #13030
LINDEMANN LAW FIRM, P.A.
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920
Email: andrew@ldlawsc.com

Counsel for Respondents

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CERTIFICATE OF SERVICE

Pursuant to Section (d)(1) of the Supreme Court’s Order Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended April 24, 2024), the undersigned employee of Lindemann Law Firm, P.A., counsel for the Respondents, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief of Respondents** in the above-captioned matter was made upon all counsel of record by email only this the 20th day of May 2026, as follows:

Ellis R. Lesemann, Esquire
Lesemann & Associates, LLC
Email: erl@lalawsc.com

s/ Andrew F. Lindemann