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**Also Admitted in North Carolina*

August 8, 2026

Via Email Only

The Honorable Jenny Abbott Kitchings

Clerk of Court

South Carolina Court of Appeals

Email: ctappfilings@sccourts.org

RECEIVED

Aug 10 2026

SC Court of Appeals

RE: Exchange Club Fair of Charleston, Inc. v. Charleston Area Regional
Transportation Authority
Appellate Case Number: 2026-001589
Civil Action Number: 2024-CP-10-4474
Our File Number: 79.20916

Dear Ms. Kitchings:

I was just recently retained to represent the Respondent Charleston Area Regional Transportation Authority with respect to this appeal. I filed a Notice of Appearance on August 6, 2026. Prior to my involvement, the Respondent filed a Motion to Dismiss Appeal, and the Appellant Exchange Club Fair of Charleston, Inc. filed its return on August 3, 2026. As a result, the Respondent's reply to that return is currently due on August 10, 2026.

I am writing to request a seven-day extension until August 17, 2026, to allow me additional time to get up to speed with the appeal and the issues involved in the current motions practice. I did reach out to the Appellant's counsel, and Rick Bybee replied by email that the Appellant would consent to a three-day extension but not a seven-day extension.

I would still request the seven-day extension in that I do not believe that is an unreasonable request under the circumstances. However, in the alternative, I would request the three-day extension to which there is consent. In the past several days, I have had two other appellate briefs due, including one to the Fourth Circuit filed on August 6th. I also have additional briefs due to this Court and the Supreme Court on August 10, 2026.

I am attaching a copy of the email received from Mr. Bybee. I will also be forwarding the \$50 filing fee by U.S. Mail.

Thank you for your consideration of this request.

LINDEMANN LAW FIRM, P.A.

A handwritten signature in blue ink, appearing to read "A. F. Lindemann", with a stylized flourish at the end.

Andrew F. Lindemann

AFL/

Enclosure

cc: Richard D. Bybee, Esquire *(via Email only)*
Jeffrey S. Tibbals, Esquire *(via Email only)*
Evan P. Williams, Esquire *(via Email only)*
R. Stewart Miller, Jr., Esquire *(via Email only)*
J. Thomas Bouchette, Esquire *(via Email only)*

From: [Richard Bybee](#)
To: [Andrew Lindemann](#)
Cc: [Miller, Jr., Stewart](#); [Bouchette, Jarrett](#); [Evan Williams](#); [Jeff Tibbals](#); [Whitney Moore](#)
Subject: RE: Exchange Club Fair of Charleston v. CARTA -- 2026-001589
Date: Thursday, August 6, 2026 4:07:18 PM
Attachments: [image001.png](#)

Andrew: At your co-counsel's request yesterday, Judge Dukes delayed scheduling a hearing on the ECFC's application for fees and costs pending resolution of this Motion to Dismiss. I can grant a 3-day extension. Congrats on the grandchild. Rick

Richard D. Bybee
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EMINENT DOMAIN & PROPERTY
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From: Andrew Lindemann <Andrew@ldlawsc.com>
Sent: Thursday, August 6, 2026 12:12 PM
To: Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Richard Bybee <rd@bybeetibbals.com>
Cc: Miller, Jr., Stewart <rsmiller@burr.com>; Bouchette, Jarrett <jbouchette@burr.com>
Subject: Exchange Club Fair of Charleston v. CARTA -- 2026-001589

Rick, Jeff, and Evan:

I have just been retained by CARTA to assist with the appeal in the above-referenced action. I understand that CARTA's reply to the Appellant's Return to Motion to Dismiss Appeal is due on Monday, August 10th. I would like to request a 7-day extension from the Court of Appeals for that reply. That will give me time to get up to speed on the case, plus I am planning to be out of state over the weekend to visit my new grandchild in Alabama. Will you kindly consent to the 7-day extension? I would appreciate the courtesy.

I look forward to working with you.

Thanks.

Andrew

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