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**Mar 31 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Honorable Marvin H. Dukes, III, Master In Equity and Special Circuit Court Judge

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APPELLATE CASE NO.: 2022-000475

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Coffin Point Plantation Homeowners Association, Inc.

Appellants,

vs.

The State of South Carolina, Estate of Charles H. Lyman, The St. Helena Company, Its Successors or Assigns, The Estate of J.D. Cameron a/k/a J. Donald Cameron, The Estate of J.E. McTeer, Wilma Clark, Jeanine Skok, Lawrence Casler, Dean Morrissey, Carol Morrissey, Ralph Netherland, Gloria Netherland, Special Trust of William B. Fahrner, Mark Heles, Beverly Heles, David Smith, Lynn Smith, LiLi, LLC, Revocable Living Trust of Thomas Walterhoefer, Ceclily Deegan McMillan, Steven Teets, Lucinda Teets, Beverly Boulware, Russell Waldon, Nicolette Waldon, David Shaffer, Delora Cook, Gerald Hartwig, Carol Hartwig, Paulette Brown, Benjamin Couch, Thomas S. Clark Family Living Trust, Euniceteen Diggs, Janet Kathleen Reynolds Trust, Slade Family Revocable Trust, David C. Strother, Andrew Seward, Ashley Heath Madilon, Arnold Hollis, Lillian Hollis, Jennifer Allen, Zia As Exchange Company, LLC, Qualified Intermediary for Barbara J. Bailey Limited Partnership, Travis Washington, Janet Embly, Trustee and Individually, William S. Embly, Trustee and Individually, Scott Simmons Omari Trust, Mary Hudson, Rachelle Carolynne Owens Revocable Trust, Gerald Hartwig, Carol Hartwig, Gerald L. Wayne, Vivian M. Wayne, Lorrie Gaskin Germann, Grant Martin Germann, Gregory J. Giardina, Melissa Basenburg, Mark M. Hazard, Micah L. Myers, Jennifer J. Myers, John Joseph Edwards, Nancy Jean Edwards, Preston Ventures, LLC, Donald Lunardini, Kristina Barbara Moore Lunaradini, Melissa Uhlman Revocable Trust and All Other Persons Known or Unknown Having Any Interest, Title, Estate or Interest In Or Lien Upon the Real Property Described in the

Complaint Herein Through the Above Defendants or Any Other Source Being Designated Collectively As John Doe and Mary Roe Including All Persons Who May Be Deceased, Minors, Persons in the Armed Forces of the United States of America, Insane or Incompetent Persons, and All Other Persons Under Any Other Disability Who Might Have or Claim to Have Any Right, Title or Interest in or Lien Upon the Real Property Described in the Complaint.

Respondents.

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APPELLANT'S MOTION FOR LEAVE TO FILE  
RECORD ON APPEAL OUT OF TIME

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The Appellant would respectfully request leave to file the Record on Appeal out of time. The Record on Appeal is being filed electronically contemporaneously with this Motion and the unbound, hardy copy is being placed in the mail today.

This motion is made upon the ground that an extension and request to file out of time as requested would be in the best interest of justice and would not prejudice the any of the parties.

It is accordingly respectfully requested that the Appellant be allowed to file the Record on Appeal out of time.

Respectfully submitted,

MOSS & KUHN, P.A.

By: 

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Attorneys for Appellant

Beaufort, South Carolina  
March 29, 2023

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APPELLATE CASE NO.: 2022-000475

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Coffin Point Plantation Homeowners Association, Inc.,

Appellant

v.

State of South Carolina

Respondents.

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CERTIFICATE OF SERVICE

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The undersigned certifies that the **Appellant's Motion for Leave to File Record on Appeal Out of Time** to which this certificate is affixed, was served upon the parties to this action by depositing a copy of the same, enclosed in a first class, postpaid wrapper properly addressed to the following:

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Janet Embly Trustee and Individually  
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Preston Ventures, LLC  
1959 N. Peace Heaven Road #372  
Winston-Salem, North Carolina 27106

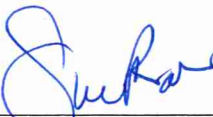
Donald Lunardini and Kristina Lunardini  
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St. Helena Island, South Carolina 29920

Melissa Uhlman Revocable Trust  
81 Sea Pines Drive  
St. Helena Island, South Carolina 29920

in a post office or official depository under the exclusive care and custody of the United States

Postal Service on March 31, 2023.

MOSS & KUHN, P.A.

By:  \_\_\_\_\_  
Sue Radford