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**Jun 02 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM Horry COUNTY  
Court of Common Pleas

WILLIAM H. SEALS, JR., CIRCUIT COURT JUDGE  
Circuit Court Case No. 2022-CP-26-01323

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Appellate Case No. 2023-000192

HSS Barefoot, LLC d/b/a Century 21 Barefoot, R&G Corp d/b/a Century 21  
The Harrelson Group, Kevin Mills, individually, Mills, LLC, and Greg  
Harrelson, individually, Respondents,

v.

Joel D. Barber, individually and as licensed realtor, Barber Real Estate, Inc.,  
Nicholas Fitzpatrick, as licensed realty, Darcy Varney, individually, and as  
broker-in-charge, eXp Realty, LLC, James Ray Lunsford, individually and as  
broker-in-charge, and NorthGroup Real Estate, Inc., Defendants,

Of Whom Joel D. Barber is the Appellant.

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**RESPONDENTS' MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF  
AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

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*Attorneys for Respondents*

In accordance with South Carolina Appellate Court Rules 240 and 263, Respondents, HSS Barefoot, LLC d/b/a Century 21 Barefoot, R&G Corp d/b/a Century 21 The Harrelson Group, Kevin Mills, individually, Mills, LLC, and Greg Harrelson, individually, through their counsel, respectfully request a thirty (30) day extension of time to file and serve Respondents' Initial Brief and Designation of Matter to be included in the Record on Appeal.

The Appellant served his Initial Brief and Designation of Matter on May 31, 2023 thereby making Respondents' Initial Brief and Designation of Matter due on June 30, 2023. If Respondents' request for additional time were granted, Respondents' Initial Brief and Designation of Matter would be due on July 31, 2023. This is Respondents' first request for an extension. Respondents make this request for additional time in good faith and to accommodate the schedules of their counsel so that they may have adequate time to prepare their Initial Brief and Designation of Matter.

The undersigned represents to this Court that counsel have consulted regarding this motion and that counsel for the Appellant consents to the relief requested herein.

WHEREFORE, the Respondents respectfully move this Court to grant an order extending the time within which Respondents must file and serve its Initial Brief and Designation of Matter.

Respectfully submitted,

s/James K. Gilliam

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*Attorneys for Respondents*

June 2, 2023  
Myrtle Beach, South Carolina

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Harrelson, individually, Respondents,

v.

Joel D. Barber, individually and as licensed realtor, Barber Real Estate, Inc.,  
Nicholas Fitzpatrick, as licensed realty, Darcy Varney, individually, and as  
broker-in-charge, eXp Realty, LLC, James Ray Lunsford, individually and as  
broker-in-charge, and NorthGroup Real Estate, Inc., Defendants,

Of Whom Joel D. Barber is the Appellant.

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**PROOF OF SERVICE**  
**S.C. Code Ann. §62-1-308(d)**

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*Attorneys for Respondents*

I certify that on this day I have served a copy of the **Respondents' Motion for Extension of Time to File Initial Brief and Designation of Matter to be Included in the Record on Appeal** by Email using the email address listed in the Attorney Information System (AIS) to:

Christian Hart Staples, Esq.  
[cstaples@shumaker.com](mailto:cstaples@shumaker.com)  
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Respectfully submitted,

s/James K. Gilliam

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June 2, 2023  
Myrtle Beach, South Carolina

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June 2, 2023

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

**Re: HSS Barefoot, LLC v. Joel D. Barber**  
**Appellate Case Number 2023-000192**  
**Our File Number 0042713.0000001**

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**Jun 02 2023**

**SC Court of Appeals**

Dear Ms. Kitchings:

Please find enclosed our firm's check in the amount of \$50.00 which represents the filing fee for Respondents' Motion for an extension of time to file and serve their Initial Brief and Designation of Matter which was emailed to the Court for filing earlier this afternoon.

Should you have any questions or need anything further, please do not hesitate to contact me.

Very truly yours,

  
Amanda Bailey

AAB/emb  
Enclosure

cc: Christian H. Staples, Esquire (*via email only*)  
Jason A. Daigle, Esquire (*via email only*)

**BURR & FORMAN LLP**

NO. 986

Vendor South Carolina Court of Appeals 20438

Check Date 06/02/2023

Invoice	Date	Amount	Description
6/2/23	6/2/2023	\$50.00	Filing Motion for Extension of Time

THE ORIGINAL DOCUMENT HAS A WHITE REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW. DO NOT CASH IF NOT PRESENT.

**BURR & FORMAN LLP**

420 N 20th Street  
Suite 3400  
Birmingham, AL 35203

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South Carolina Court of Appeals



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