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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Honorable Mikell R. Scarborough,
Master in Equity

Case No. 2017-CP-10-03099

Elizabeth Heatley, Neil B. McCann, Jr., David Neil Monk, Thomas V. Bessent, and
Mariner’s Cay Marina Council of Co-Owners, Inc.....Respondents,

vs.

Mariner’s Cay Marina Condo, LLC, Mariner’s Cay Fuel Dock, LLC, George A. Farmer,
Jr., and South Atlantic Bank, Defendants

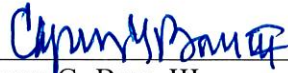
Of which Mariner’s Cay Marina Condo, LLC, Mariner’s Cay Fuel Dock, LLC and George
A. Farmer, Jr., are the Appellants.

**RESPONDENTS’ SECOND MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

Respondents hereby move the Court for a second, thirty-day extension within which to file their Initial Brief and Designation of Matter. The previous thirty-day extension granted by this Court encompassed a ten-day vacation time that undersigned counsel enjoyed with his family, thus substantially reducing available time to conclude review of the lengthy transcript, multiple exhibits, and to conclude research and drafting necessary to fully complete Respondents’ Brief; and at the same time attend to other pending matters upon return to work from vacation. A second, thirty-day extension will provide adequate, uninterrupted time to conclude drafting of the brief, and enumerating matter to be designated that Appellants may not have included.

Respondents understand that this second extension, if granted, will not be further extended absent extraordinary circumstances.

Respondents further request that all timelines be held in abeyance while the Court considers the within motion.



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Charleston, South Carolina
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Of which Mariner’s Cay Marina Condo, LLC, Mariner’s Cay Fuel Dock, LLC and George
A. Farmer, Jr., are the Appellants.

PROOF OF SERVICE

I certify that I have served the Respondents’ Motion for Extension of Time to File Initial Brief and Designation of Matter, by transmitting a copy of the same Via Email to Hamlin.okelley@buistbyars.com and kmims@lmlawllp.com and wperrin@lmlawllp.com, and DCleveland@clawsonandstaubes.com and depositing the same via U.S. regular mail, postage paid, addressed to G. Hamlin O’Kelley, III, Esq., Buist Byars & Taylor, LLC 652 Coleman Blvd., Suite 200, Mt. Pleasant, SC 29464 and Kevin M. Mims, Esq., 50 Immigration Street, Suite 200, Charleston, SC 29403 and Whidbee S. Perrin, Esq. 50 Immigration Street, Suite 200, Charleston, SC 29403 and David C. Cleveland, Esq., 126 Seven Farms Drive, Charleston, SC 29492



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VIA E-MAIL and FIRST CLASS MAIL

ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29211

RE: Elizabeth Heatley v. Mariners Cay Marina Condo, LLC et al.,
C/A No.: 2017-CP-10-3099 / Appellate Case No.: 2022-001479
Our File Number: 2017-1152.01

Dear Ms. Kitchings:

Enclosed please find the following items in the above-referenced matter:

1. An original and seven (7) copies of Respondents' Motion for a Second Extension of Time to File Initial Brief and Designation of Matter;
2. Proof of Service; and
3. Our firm's check in the amount of \$50.00 for the filing fee.

Please file the original and return the filed-stamped copies to me in the enclosed envelope. By copy of this letter, I am serving same upon all counsel.

Should you have any questions, please feel free to contact me. With kindest regards,

Sincerely yours,



Capers G. Barr, III

CGBIII/jth

Enclosure (as stated)

cc: G. Hamlin O'Kelley, III
David C. Cleveland, Esq. (DCleveland@clawsonandstaubes.com)
Kevin W. Mims, Esq. (KMims@lmlawllp.com)
Whidbee S. Perrin, Esq. (wperrin@lmlawllp.com)
Adam Friend and Board Members