

69043

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas
John M. Milling, Special Referee

Case No. 2009-CP-26-10053

Harleysville Group Insurance, a Pennsylvania corporation, .. Appellant/Respondent,

v.

Heritage Communities, Inc., a South Carolina corporation; Heritage Riverwalk, a South Carolina corporation; Buildstar Corp., a South Carolina corporation; Riverwalk at Arrowhead Country Club Horizontal Property Regime; Riverwalk at Arrowhead Country Club Property Owners Assoc., Inc., a South Carolina Corporation; National Surety Corp.; and Tony L. Pope and Lynn Pope, individually and representing as a class all unit owners at Riverwalk at Arrowhead Country Club Horizontal Property Regime,

Defendants,

Of whom Heritage Communities, Inc., a South Carolina corporation; Heritage Riverwalk, a South Carolina corporation; Buildstar Corp., a South Carolina corporation; National Surety Corp.; and Tony L. Pope and Lynn Pope, individually and representing as a class all unit owners at Riverwalk at Arrowhead Country Club Horizontal Property Regime are

Respondents,

And Riverwalk at Arrowhead Country Club Horizontal Property Regime and Riverwalk at Arrowhead Country Club Property Owners Assoc., Inc., are

Respondents/Appellants.

Appellant/Respondent's Motion For Extension of Time

Appellant/Respondent Harleysville Group Insurance ("Harleysville") hereby requests an additional thirty (30) day extension to file its Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case pursuant to Rule 240 of

the South Carolina Rules of Appellate Procedure. This request is made due to other case demands and scheduling reasons and to allow for time needed to prepare and file Harleysville's Initial Brief and Designation of Matter.

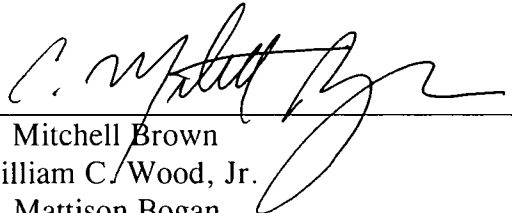
This is the second extension request by Harleysville. No prejudice will be caused to any party by this additional thirty (30) day extension. Opposing counsel has been consulted and consents to the requested extension.

The current due date for Harleysville's Initial Brief and Designation is July 19, 2013. With a thirty (30) day extension, Harleysville's brief and designation would be due on August 19, 2013. Harleysville further requests that the current deadline be held in abeyance until this Court issues an order on this motion.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:


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Attorneys for Appellant/Respondent Harleysville

July 1^m0, 2013
Columbia, South Carolina

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Defendants.

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Respondents,

And Riverwalk at Arrowhead Country Club Horizontal Property Regime; Riverwalk at Arrowhead Country Club Property Owners Association, Inc. are, Respondents/Appellants.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

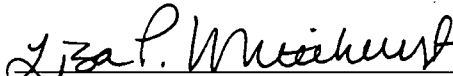
Pleadings:

Appellant/Respondent's Motion for Extension of Time

Counsel Served:

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Lisa P. Whitehurst
Administrative Assistant

July 10, 2013

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July 9, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
1015 Sumter Street - 5th Floor
Columbia, SC 29201

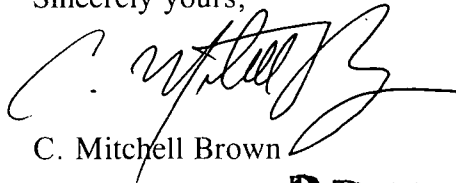
RE: Harleysville Group Insurance v. Heritage Communities, Inc., a South Carolina Corporation; Heritage Riverwalk, a South Carolina Corporation; et al.
Appellate Case No.: 2013-001291
Our File No.: 00470.01581

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of Appellant/Respondent's Motion for Extension of Time to File its Initial Brief of Appellant and Designation of Matter in the above-captioned matter. We would ask that you file the original and return a clocked-in copy to us via our courier. Also enclosed is our Firm check in the amount of \$25.00 as the required filing fee.

With kind regards, I remain

Sincerely yours,



C. Mitchell Brown

CMB:lpw
Enclosure

cc: John P. Henry, Esquire
Laura Johnson Evans, Esquire

RECEIVED

JUL 10 2013

SC Court of Appeals