

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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Sep 18 2023

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Mikell R. Scarborough, Master-in-Equity

Appellate Case No. 2023-000773

Dustin Grotzke, Christine Grotzke, Leo Cornejo, Steve Falciani,
Nancy Falciani, Robert St. Louis, Lindsay Layton, Ron Woolf,
Roberta Woolf, Nancy Zaj, Meg White, Joey Winchester,
Kelly Hill, Marty Thaler, Ed Thaler, Lisa Essig, Brianna Stello,
Jennifer Sellars and Dominique Powell,..... Respondents.

v.

Mariner's Cay Racquet & Yacht Club Homeowners' Association,
Inc.,.....Appellant.

**RESPONDENTS' MOTION FOR EXTENSION OF TIME TO FILE AND SERVE
THEIR INITIAL BRIEF AND DESIGNATION OF MATTER**

Sean A. O'Connor (SC Bar No. 68382)
Clarkson McAlonis & O'Connor, P.C.
3300 West Montague Avenue, Suite 200
North Charleston, SC 29418
P: (843) 885-8005
Attorneys for Respondents

NOW COME Respondents Dustin Grotzke, Christine Grotzke, Leo Cornejo, Steve Falciani, Nancy Falciani, Robert St. Louis, Lindsay Layton, Ron Woolf, Roberta Woolf, Nancy Zaj, Meg White, Joey Winchester, Kelly Hill, Marty Thaler, Ed Thaler, Lisa Essig, Brianna Stello, Jennifer Sellars and Dominique Powell (“Respondents”), by and through their undersigned counsel, and respectfully move before this Honorable Court for an extension of thirty (30) days to file and serve their *Initial Brief and Designation of Matter* upon Appellant and file same along with the accompanying *Proof of Service*. Following the previous First Extension, Respondents’ *Initial Brief and Designation of Matter* is due to be served on all Parties and filed on or before September 18, 2023. Respondents move for the due date to be extended to October 18, 2023. The basis for this Motion is that due to Respondents’ counsel’s case load, and Respondents’ counsel’s transition in employment to a new law firm as of today, September 18, 2023, additional time is needed to complete the Initial Brief and Designation of Matter. The undersigned counsel requested in writing via email that Appellant’s counsel consent to this requested extension; Appellant’s counsel graciously consented in writing via reply email received on September 18, 2023.

WHEREFORE, for all the foregoing reasons, Respondents respectfully move this Honorable Court to grant an extension of an additional 30 days to file and serve their *Initial Brief and Designation of Matter* with the Court. With the requested extension of time, the new deadline will be October 18, 2023. Additionally, Respondents respectfully request that the Court hold its present deadline for the service and filing of Respondents’ Initial Brief and Designation of Matter in abeyance until it acts upon this Motion.

[SIGNATURE PAGE FOLLOWS]

Respectfully submitted,



Sean A. O'Connor (S.C. Bar No.: 68382)

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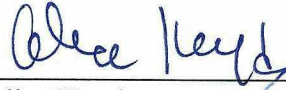
PROOF OF SERVICE

I hereby certify that on this, the 18th day of September, 2023, a copy of Respondents *Motion For Extension of Time to Serve and Fie Respondents’ Initial Brief and Designation of Matter* was served upon all interested Parties to the Appeal by mailing a copy of same with sufficient first class postage affixed thereto, addressed as follows:

Phillip S. Ferderigos, Esq.
John W. Fletcher, Esq.
Barnwell Whaley Patterson & Helms LLC
211 King Street, Suite 300
Charleston, SC 29401

Robert H. Jordan, Esq.
Parker Poe Adams & Bernstein, LLP
850 Morrison Drive, Suite 400
Charleston, SC 29403

[SIGNATURE PAGE FOLLOWS]



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Sean A. O'Connor, Esq.
Admitted in SC

Shawn D. Johnson, Esq.
Admitted in NV

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Via USPS Regular Mail
and via Email to ctappfilings@sccourts.org
The Honorable Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Grotzke, et al. v. Mariner's Cay Racquet & Yacht Club Homeowners' Association, Inc.
Appellate Case No.: 2023-000773

Dear Ms. Kitchings:

In relation to the above captioned matter, please find enclosed *Respondents' Motion for Extension of Time to File and Serve their Initial Brief and Designation of Matter* along with the accompanying *Proof of Service* and the motion filing fee in the amount of \$50.00, being paid via money order numbered 28792235452.

Please contact our office at your convenience with any questions or concerns.

Sincerely,


Alice Kryder
Paralegal

/aak

Enclosures as stated

cc: via email: Phillip S. Ferderigos, Esq.
via email: John W. Fletcher, Esq.
via email: Robert H. Jordan, Esq.