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Sep 25 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge
Case No. 2018-CP-26-00307

Appellate Case No. 2023-001150

Wedgewood Condominium Association, Appellant

vs.

Centex Homes, a Nevada General Partnership; Balfour Beatty Construction, LLC as
successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC;
Crescent Architects, LLC; and CEMS Engineering, Inc., Defendants.

OF WHICH:

Centex Homes, a Nevada General Partnership; Balfour Beatty Construction, LLC as
successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC,
are..... Respondents

**MOTION FOR EXTENSION OF TIME TO FILE APPELLANT’S
INITIAL BRIEF AND DESIGNATION OF MATTER**

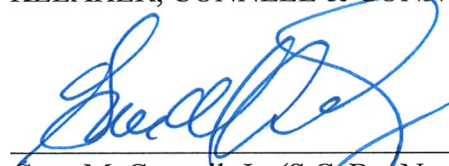
YOU WILL PLEASE TAKE NOTICE that the undersigned, as attorney for Appellant
Wedgewood Condominium Association moves this Court for an Order extending the time to file
Appellant’s Initial Brief and Designation of Matter currently due on September 27, 2023 in the
captioned appeal. The basis of this motion is counsel’s trial schedule and other current briefing
deadlines to include a brief due September 26, 2023 in the United States Supreme Court, a brief due

October 10, 2023 in the Fourth Circuit Court of Appeals, a brief due October 6, 2023 in this Court and other filings in various state and federal courts.

WHEREFORE, Appellant's counsel respectfully requests this Court issue its Order granting Appellant an extension up to and including October 27, 2023 to file its Initial Brief and Designation of Matter.

Respectfully submitted,

KELAHER, CONNELL & CONNOR, P.C.



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September 25, 2023

**Attorneys for Appellant Wedgewood
Condominium Association**

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OF WHOM:

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successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC,
are..... Respondents


PROOF OF SERVICE

PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes
and says that she is an employee of Kelaher, Connell & Connor, P.C., and that she has served a copy
of Appellant’s Motion for Extension of Time to File Appellant’s Initial Brief and Designation of
Matter on the 25th day of September, 2023, by depositing a copy of same in the United States Mail,
postage prepaid, to:

Thomas C. Hildebrand, Jr., Esquire
William G. DesChamps, IV, Esquire
Paul N. Nybo, Esquire
Parker Poe Adams & Bernstein, LLP
850 Morrison Drive, Suite 400
Charleston, SC 29403


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Jeffrey A. Turner, Esquire (Pro Hac Vice)
Stephanie A. Douglas, Esquire (Pro Hac Vice)
Bush Seyferth PLLC
100 W Big Beaver Road, #400
Troy, Michigan 48084



Shelia Y. McCumbee

SWORN AND SUBSCRIBED before me,
this 29th day of September, 2023.



Notary Public for South Carolina
My Commission Expires: 3-12-24

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ATTORNEYS AT LAW
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September 25, 2023

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The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Appellate Case No. 2023-001150
Wedgewood Condominium Association v. Centex Homes, et al.
C/A No. 2018-CP-26-00307
Our File No. 2018-0272C

Dear Ms. Kitchings:

Enclosed please find Appellant's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter and Proof of Service in the above-captioned matter. Our check for the \$50.00 filing fee is being mailed this date.

By copy of this letter, we hereby serve Appellant's Motion for Extension on counsel of record.

Should you have any question or need anything further at this time, please do not hesitate to contact me.

Sincerely yours,



Gene M. Connell, Jr.

GMC,Jr.:sm
Enclosures

cc w/enc.: Thomas C. Hildebrand, Jr., Esquire
William G. DesChamps, IV, Esquire
Paul N. Nybo, Esquire
Katon E. Dawson, Jr., Esquire
Jeffrey A. Turner, Esquire (Pro Hac Vice)
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