

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Oct 10 2023

S.C. SUPREME COURT

Appeal from Charleston County  
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Case No. 2015-CP-10-00955  
Appellate Case No. 2023-001422

Palmetto Pointe at Peas Island Condominium Property  
Owners Association, Inc. and Jack Love, individually, and on  
behalf of all others similarly situated,

Respondents,

v.

Island Pointe, LLC; Complete Building Corporation; Tri-  
County Roofing, Inc.; Creekside, Inc; American Residential  
Services, LLC d/b/a ARS/Rescue Rooter Charleston;  
Andersen Windows, Inc; Atlantic Building Construction  
Services, Inc., n/k/a Atlantic Construction Services, Inc.;  
Builder Services Group, Inc. d/b/a Gale Contractor  
Services; Novus Architects, Inc., f/k/a SGM Architects,  
Inc.; Tallent and Sons, Inc; WC Services, Inc.; CRG  
Engineering, Inc; CertainTeed Corporation; Kelly Flooring  
Products, Inc, d/b/a Carpet Baggers; Cornerstone  
Construction and Mark Malloy d/b/a Cornerstone  
Construction; Miracle Siding, LLC and Wilson Lucas Sales  
d/b/a Miracle Siding, LLC; Mark Palpoint a/k/a Micah  
Palpoint; Elroy Alonzo Vasquez; Chris a/k/a John Doe 61;  
Alderman Construction; Stanley's Vinyl Fence Designs;  
Cohen's Drywall Company, Inc; Mosely Concrete; Hand A  
Framing Construction, LLC a/k/a H&A Framing  
Construction, LLC and d/b/a H and A Framing, LLC, H&A  
Construction, and Hand A Construction; JMC Construction,  
Inc; JMC Construction, LLC; John Doe 1-15,

Defendants,

Of whom Tri-County Roofing, Inc. is the

Petitioner.

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**MOTION FOR EXTENSION OF TIME TO SERVE/FILE  
RETURN TO PETITION FOR WRIT OF CERTIORARI**

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Justin O. Lucey (SC Bar No. 15438)  
Joshua F. Evans (SC Bar No. 77448)  
Sohayla R. Townes (SC Bar No. 102814)  
Stephanie D. Drawdy (SC Bar No. 70205)  
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*Attorneys for Respondents*

NOW COME Respondents, Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc., and Jack Love, individually and on behalf of all others similarly situated, by and through their undersigned counsel, on the grounds stated below, pursuant to Rule 263(b), SCACR, as well as the Court's order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, and hereby move for an extension of ten (10) days' time to file/serve their return to the petition for writ of certiorari.

Presently, pursuant to Rule 242(f), SCACR, the deadline for Respondents' return to the petition for writ of certiorari is October 11, 2023. Due to other time commitments, both work- and non-work-related, the undersigned counsel for Petitioners request ten (10) additional days to prepare Respondents' return to the petition for writ of certiorari, and the undersigned submits there is good cause to allow the requested dispensation: It is in furtherance of the interests of justice; it will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, Respondents respectfully request this Honorable Court grant them an extension of ten (10) days' time to file/serve their return to the petition for writ of certiorari. With the extension requested herein, the new deadline for filing/serving the return to the petition for writ of certiorari would be October 23,

2023, according to the undersigned's calculations. Further, Respondents respectfully request the Court hold this present deadline in abeyance until it acts upon this motion.

*[Signature page for Motion for Extension of Time to Serve/File Return to Petition for Writ of Certiorari, Appellate Case No. 2023-001422]*

Respectfully submitted,

By: *s/Russell G. Hines*

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October 10, 2023