

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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

69386

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.

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**Appellant/Respondent's Consent Motion For Extension of Time**

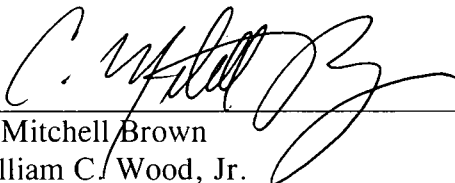
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Pursuant to Rules 208 and 240 of the South Carolina Appellate Court Rules,  
Appellant/Respondent Harleysville Group Insurance ("Harleysville") hereby requests a  
30 day extension of time to file its Initial Brief and Designation of Matter to be  
Included in the Record on Appeal in this case.

The grounds for this motion are as follows. Undersigned counsel has been working on this matter while contemporaneously working on appellate briefing in other matters on timelines that have run concurrently. Counsel submitted a brief to the Court of Appeals on August 1, 2013 in Appellate Case No. 2012-213310. Counsel is submitted a petitioner's brief to submit to this Court on August 5, 2013, in Appellate Case No. 2011-197986. Counsel also has several other filings due in appellate courts, including in an original jurisdiction matter in this Court, and in the trial courts. In addition, the undersigned is also on vacation this month and has had no vacation to date this year. Opposing counsel consents to this extension request.

The current due date for Harleysville's Initial Brief and Designation is August 19, 2013. With thirty day extension, Harleysville's brief and designation would be due on September 18, 2013. Harleysville further requests that the current deadline be held in abeyance until this Court issues an order on this motion.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  \_\_\_\_\_

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Attorneys for Appellant/Respondent Harleysville

August 9, 2013  
Columbia, South Carolina

I consent to the Motion for Extension of time filed August 9, 2013:

By: John P. Henry *with permission*

John P. Henry  
Thompson & Henry, P.A.  
1300 Second Ave, Third Floor  
P.O. Box 1740  
Conway, S.C. 29528

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corporation; Buildstar Corporation, a South  
Carolina corporation; Riverwalk at Arrowhead  
Country Club Horizontal Property Regime;  
Riverwalk at Arrowhead Country Club Property  
Owners Association, 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 Corporation, 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, .....  
Respondents,

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

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PROOF OF SERVICE

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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):

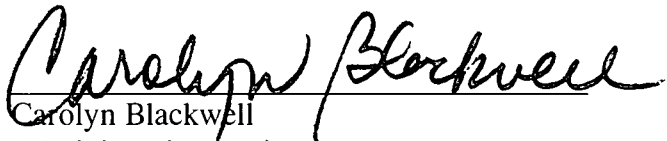
Pleadings:

Appellant/Respondent's Motion for Extension of Time

Counsel Served:

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Administrative Assistant

8/9, 2013

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August 9, 2013

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

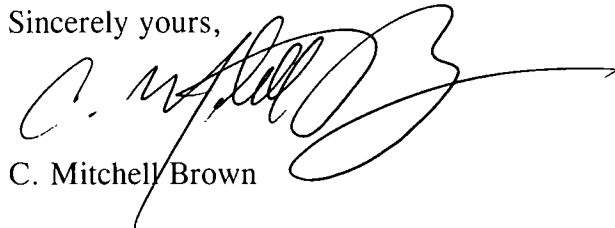
RE: Harleysville Group Insurance v. Heritage Communities, Inc., a South Carolina Corporation; Heritage Riverwalk, a South Carolina Corporation; et al.  
Appellate Case No.: 2013-001291  
Our File No.: 00470.01581

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**  
AUG 09 2013  
**SC Court of Appeals**