

RECEIVED

Apr 04 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas

Paul M. Burch, Circuit Court Judge

Case No. 2020-CP-16-00507

Michelle Glass as PR for the Estate of Sanford Earl Glass,

Respondent,

v.

Mike's Landscaping Service, Inc., Stephanie Ann Smith, UIG Infrastructure Group, Inc.,
and South Carolina Department of Transportation,

And

Mike's Landscaping Service, Inc. and Stephanie Ann Smith,

v.

Richard Jones and Jones & Taylor Insurance, Inc. d/b/a Jones & Taylor Insurance,

Appellants.

**UNOPPOSED MOTION FOR SECOND EXTENSION OF TIME
TO FILE INITIAL BRIEF**

Appellants Richard Jones and Jones & Taylor, Insurance, Inc. d/b/a Jones & Taylor Insurance (collectively, "Jones & Taylor") pursuant to Rules 240(a) and 263(b), SCACR, respectfully, and without opposition from Respondent, request an additional extension of time of thirty (30) days within which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal. This is Appellants' second request for an extension of time within which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal, and

Respondent does not object to this request. (See email communication dated April 4, 2024, attached hereto as Exhibit A.)

Initially, Appellants' Initial Brief and Designation of Matter to be included in the Record on Appeal was due to be filed with the Court on or before February 6, 2024. However, because the outcome of the third-party claims in this action may affect whether the matters subject to this Notice of Appeal become moot, and the third-party claims were originally scheduled for trial to begin on February 20, 2024, this Court entered an Order on February 6, 2024, extending the deadline for the filing of Appellants' Initial Brief and Designation of Matter until May 6, 2024.

Due to an unforeseen medical emergency, the trial of the third-party claims did not go forward as scheduled February 20, 2024, and was continued by way of a Consent Order to Continue Trial entered by Judge Michael Holt on February 19, 2024. The trial of the third-party claims is now scheduled to begin on April 22, 2024. Because the trial of the third-party claims is now scheduled on April 22, 2024, Appellants request in the interest of judicial economy and efficiency that Appellants' deadline be extended by an additional thirty (30) days to allow for the third-party claims to be tried to conclusion before Appellants' Initial Brief and Designation of Matter to be included in the Record on Appeal comes due. Accordingly, Appellants respectfully request, without opposition, that the deadline for filing their Initial Brief and Designation of Matter be extended by an additional thirty (30) days until, Wednesday, June 5, 2024.

s/William G. DesChamps IV

William G. DesChamps, IV (SC Bar No. 100596)

Krista M. McGuire (SC Bar No. 72021)

PARKER POE ADAMS & BERNSTEIN LLP

850 Morrison Drive Suite 400

Charleston, SC 29403

Telephone: 843-727-2650

willdeschamps@parkerpoe.com

kristamcguire@parkerpoe.com

April 4, 2024

Attorneys for Appellants Richard Jones and Jones & Taylor Insurance, Inc. d/b/a Jones & Taylor Insurance

RECEIVED

Apr 04 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas

Paul M. Burch, Circuit Court Judge

Case No. 2020-CP-16-00507

Michelle Glass as PR for the Estate of Sanford Earl Glass,

Respondent,

v.

Mike's Landscaping Service, Inc., Stephanie Ann Smith, UIG Infrastructure Group, Inc.,
and South Carolina Department of Transportation,

And

Mike's Landscaping Service, Inc. and Stephanie Ann Smith,

v.

Richard Jones and Jones & Taylor Insurance, Inc. d/b/a Jones & Taylor Insurance,

Appellants.

PROOF OF SERVICE

I hereby certify that on the 4th day of April, 2024, I have served the Unopposed Motion for Extension of Time to File Initial Brief on Respondents via U.S. Mail, postage prepaid, and email, and all other parties via email to the following addresses:

Robert G. Rikard, Esq.
Brian M. Barnwell, Esq.
RIKARD & PROTOPAPAS, LLC
2110 N. Beltline Blvd.
PO Box 5640
Columbia, SC 29204
rgr@rplegalgroup.com
bb@rplegalgroup.com

Attorneys for Respondent Michelle Glass as PR for the Estate of Sanford Earl Glass

Cody T. Mitchell, Esq.
LUCAS WHITE & MITCHELL
702 W Carolina Avenue
Post Office Box 1408
Hartsville, SC 29550
ctmitchellsc@gmail.com

Attorneys for Respondent Michelle Glass as PR for the Estate of Sanford Earl Glass

Paul V. Cannarella, Sr., Esq.
PAUL V. CANNARELLA, P.A.
111 N. Sixth Street
Post Office Box 38
Hartsville, SC 29550
Paul@PVCLaw.com

Attorneys for Respondent Michelle Glass as PR for the Estate of Sanford Earl Glass

Lonnie R. Doles, Jr.
Lyles & Associates, LLC
1037 Chuck Dawley Blvd., Suite G-100
Mount Pleasant, SC 29464
lrd@lylesfirm.com

Attorney for Defendants/Third-Party Plaintiffs Mike's Landscaping Service, Inc. and Stephanie Ann Smith

s/ William G. DesChamps, IV

William G. DesChamps, IV (SC Bar No. 100596)
Krista M. McGuire (SC Bar No. 72021)
PARKER POE ADAMS & BERNSTEIN LLP
850 Morrison Drive Suite 400
Charleston, SC 29403
Telephone: 843-727-2650
willeschamps@parkerpoe.com
kristamcguire@parkerpoe.com

Attorneys for Appellants Richard Jones and Jones & Taylor Insurance, Inc. d/b/a Jones & Taylor Insurance

Exhibit A

From: [Brian Barnwell](#)
To: [McGuire, Krista M.](#)
Cc: [Paul@pvclaw.com](#); [ctmitchellsc@gmail.com](#); [Robert Rikard](#); [lrd@lylesfirm.com](#); [DesChamps, IV, William G.](#); [Heuss, Lauren A.](#)
Subject: Re: Glass v. MLS v. Jones Consent Motion for 2nd Extension and Proof of Service (Ct. of Appeals)
Date: Thursday, April 4, 2024 12:33:28 PM

Caution: External email

Correct.

On Apr 4, 2024, at 12:30 PM, McGuire, Krista M.
<kristamcguire@parkerpoe.com> wrote:

Hi Brian,

Thank you for your response. Just so I am clear, am I correct to understand that your client will not expressly consent but will also not object?

Thank you,

Krista

Krista McGuire
Counsel



850 Morrison Drive | Suite 400 | Charleston, SC 29403
Office: 843.727.2643 | Fax: 843.727.2680 | [map](#)

Visit our website at
www.parkerpoe.com

From: Brian Barnwell <BB@rplegalgroup.com>
Sent: Thursday, April 4, 2024 12:26 PM
To: McGuire, Krista M. <kristamcguire@parkerpoe.com>
Cc: Paul@pvclaw.com; ctmitchellsc@gmail.com; Robert Rikard <rgr@rplegalgroup.com>; lrd@lylesfirm.com; DesChamps, IV, William G. <willdeschamps@parkerpoe.com>; Heuss, Lauren A. <laurenheuss@parkerpoe.com>
Subject: Re: Glass v. MLS v. Jones Consent Motion for 2nd Extension and Proof of Service (Ct. of Appeals)

Caution: External email

Well take no position.

On Apr 3, 2024, at 3:03 PM, McGuire, Krista M.
<kristamcguire@parkerpoe.com> wrote:

Hi Brian,

Attached for your consideration, please find a Consent Motion for Second Extension of Time to File Initial Brief. As you will see, we are seeking an additional 30 days to file the Initial Brief and Designation of Matter. If granted, the new deadline would be June 5, 2024. Please let us know if you consent to this Motion and whether we have your authority to sign and file.

Thank you in advance,

Krista

Krista McGuire
Counsel



850 Morrison Drive | Suite 400 | Charleston, SC 29403
Office: 843.727.2643 | Fax: 843.727.2680 | [map](#)

Visit our website at
www.parkerpoe.com

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

<Consent Motion for 2nd Extension and Proof of Service.docx>

Confidentiality Notice:

This email transmission may contain confidential information which is legally privileged. The content of this email and any information submitted therewith or attached thereto are intended only for the use of the individuals or entities to which this email is addressed. If you are not the intended recipient, or the person(s) responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in this transmission is

strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone. Thank you.

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

Confidentiality Notice:

This email transmission may contain confidential information which is legally privileged. The content of this email and any information submitted therewith or attached thereto are intended only for the use of the individuals or entities to which this email is addressed. If you are not the intended recipient, or the person(s) responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in this transmission is strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone. Thank you.