

**RECEIVED**

**May 06 2024**

**SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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Appeal from Charleston County  
Mikell R. Scarborough, Master-in-Equity

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Cases Nos. 2021-CP-10-05211 and -04416  
Appellate Case No. 2023-001615

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CKC Properties, LLC,

Respondent,

v.

The Town of Mount Pleasant, South Carolina;  
The Town of Mount Pleasant Board of Zoning Appeals;  
Michael Robertson, in his official capacity as Zoning Administrator;  
Justin O'Toole Lucey; 415 Mill St., Inc.; and 69 Scott Street, LLC,

Respondents Below,

Of which The Town of Mount Pleasant, South Carolina;  
The Town of Mount Pleasant Commercial Design Review Board;  
The Town of Mount Pleasant Board of Zoning Appeals;  
Justin O'Toole Lucey; 415 Mill St., Inc.; and 69 Scott Street, LLC, are the

Appellants.

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**JOINT MOTION FOR EXTENSION OF TIME  
TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANTS**

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*Counsel identified on the next page*

CLEMENT RIVERS, LLP

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Brian L. Quisenberry (SC Bar No. 73637)

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*Attorneys for Appellants The Town of  
Mount Pleasant, South Carolina; The  
Town of Mount Pleasant Commercial  
Design Review Board; and The Town of  
Mount Pleasant Board of Zoning Appeals*

NOW COME Appellants The Town of Mount Pleasant, South Carolina; The Town of Mount Pleasant Commercial Design Review Board; and The Town of Mount Pleasant Board of Zoning Appeals, by and through their undersigned counsel, joined by and with the consent of Appellants Justin O'Toole Lucey; 415 Mill St., Inc.; and 69 Scott Street, LLC, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and hereby move for an extension of ten (10) days' additional time to file/serve Appellants' initial reply brief and corresponding designation of matter to be included in the record on appeal.<sup>1</sup>

Presently, in accordance with Rule 208(a)(3), the deadline for Appellants' initial reply brief is today, May 6, 2024. Because of work-related and other time commitments, Appellants request this deadline be extended by 10 days. Respectfully, Appellants believe this relief is consistent with the interests of justice and will not unduly prejudice any other party to this appeal.

WHEREFORE, Appellants move this Honorable Court to grant them an additional extension of 10 days' time to file/serve their initial reply brief and any corresponding designation of additional matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving Appellants' initial reply brief and designation of matter would be May 16, 2024, according to Appellants' calculations. Additionally, Appellants respectfully

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<sup>1</sup> Pursuant to Rule 208(b)(6), SCACR, Appellants intend to join in a

request the Court hold their present initial-briefing/designation-of-matter deadline in abeyance until it acts on this motion.

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
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Stephanie Ramia Sandifer (SC Bar No. 100217)  
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*Attorneys for Appellants The Town of Mount Pleasant, South Carolina; The Town of Mount Pleasant Commercial Design Review Board; and The Town of Mount Pleasant Board of Zoning Appeals*

Charleston, South Carolina

May 6, 2024

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single reply brief.

**We join and consent:**

**BYBEE & TIBBALS, LLC**

By: s/Evan P. Williams

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Mount Pleasant, South Carolina

May 6, 2024

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Appellants.

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**PROOF OF SERVICE**

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*Attorneys for Appellants The Town of  
Mount Pleasant, South Carolina; The  
Town of Mount Pleasant Commercial  
Design Review Board; and The Town of  
Mount Pleasant Board of Zoning Appeals*

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellants The Town of Mount Pleasant, South Carolina; The Town of Mount Pleasant Commercial Design Review Board; and The Town of Mount Pleasant Board of Zoning Appeals, hereby certify that the **JOINT MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANTS** was served on all other parties to this appeal on May 6, 2024, via email (see attached) to their following counsel of record:

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*Attorneys for Appellants Justin O'Toole  
Lucey, 415 Mill St., Inc., and  
69 Scott Street, LLC*

Respectfully submitted,  
CLEMENT RIVERS, LLP

By: s/Russell G. Hines  
Russell G. Hines (SC Bar No. 72100)  
*Attorneys for Appellants The Town of  
Mount Pleasant, South Carolina; The  
Town of Mount Pleasant Commercial  
Design Review Board; and The Town of  
Mount Pleasant Board of Zoning Appeals*

Charleston, South Carolina

May 6, 2024

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**Subject:** Appeal No. 2023-001615 - CKC Properties, LLC v. The Town of Mount Pleasant, et al.  
**Date:** Monday, May 6, 2024 2:09:57 PM  
**Attachments:** [image001.png](#)  
[2023-001615 Motion.pdf](#)

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Attached for service upon you in the above-referenced matter, please find [Appellants' Joint Motion for Extension of Time to File/Serve Initial Reply Brief of Appellants](#).

*Aimee Justman, Assistant to  
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and Stephen A. Griffith, Jr.  
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