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May 28 2024

SC Court of Appeals

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May 28, 2024

**VIA E-MAIL and Hand Delivery:**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**Re: *Balfour Beatty Construction, LLC v. Library Associates, LLC, et al.***  
**Appellate Case No.: 2024-000753**  
**Trial Court Case No.: 2019-CP-10-01108**

Dear Mrs. Kitchings:

Appellant Balfour Beatty Construction, LLC (“Balfour”) pursuant to 240(a), SCACR, respectfully requests an extension of time of thirty (30) days within which to file Appellants’ Initial Brief and Designation of Matter to be included in the Record on Appeal in Appellate Case No. 2024-000753.

This is Balfour’s first request for an extension of time within which to file Balfour’s Initial Appellant’s Brief and Designation of Matter to be included in the Record on Appeal.

Presently, Balfour’s Initial Brief and Designation of Matter to be included in the Record of Appeal must be filed with the Court on or before Monday, June 3, 2024. Therefore, Balfour is requesting an order granting an extension of thirty (30) days to file its Initial Brief and Designation of Matter to be included in the Record on Appeal, up to and including Wednesday, July 3, 2024.

Enclosed herewith is a Proof of Service evidencing service of this request for an extension on Respondents’ Counsel as well as a check in the amount of \$50.00 for the filing fee.

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Sincerely,

*s/Katon E. Dawson, Jr.*

Katon E. Dawson, Jr.

KED/tlc

Enclosures

cc: Via Email Only:

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Circuit Court Judge

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Appellate Case No. 2024-000753

Case No.: 2019-CP-10-01108

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Balfour Beatty Construction, LLC, Appellant,

v.

Library Associates, LLC; and Metropolitan Life Insurance Company, a New York Corporation, Defendant

And

Library Associates, LLC, Third-Party Plaintiff,

v.

Lithko Contracting, LLC, Guy M. Beaty, Inc., Bernard MMC, LLC, Gulf Stream Construction Company, Inc., Precision Walls, Inc., Palmetto Automatic Sprinkler Company, Inc., Cook & Boardman, LLC, Strong Tower Construction, LLC d/b/a Koch Corporation, Watson Electrical Construction Co., LLC, Trimark Foodcraft, LLC, Pleasant Places, Inc., David Allen Company, Inc., Premier Exteriors, LLC, Warco Construction, Inc., Old North State Masonry, LLC, Tom Rochester & Associates d/b/a Southeastern Architectural Systems, Forton Company, LLC, Low Country Case & Millwork, Inc., Quantum Coatings, LLC, Balfour Beatty Construction Group, Inc., Third-Party Defendants.

Of which Low Country Case & Millwork, Inc., Strong Tower Construction, LLC d/b/a Koch Corporation are the Respondents.

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**PROOF OF SERVICE**

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The undersigned hereby certifies that on May 28, 2024, a copy of **Appellant's Request for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be**

**included on the Record on Appeal** was served on all counsel of record via email containing the above referenced document to counsel's individual AIS email addresses:

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and

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*Attorneys for Strong Tower Construction,  
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May 28, 2024  
Columbia, South Carolina