

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
SEP 23 2024
SC Court of Appeals
1028091

APPEAL FROM SUMTER COUNTY
Court of Common Pleas
R. Kirk Griffin, Circuit Court Judge

Appellate Case No.: 2024-000742

Jerry Cozby

Plaintiff,

vs.

Kent Huntley Oliver, Thompson Construction Group, Inc., Curtis
Ouellette, and Quality Haulers, Inc.
of which,

Defendants,

Kent Huntly Oliver and Thompson Construction Group, Inc. are

Respondents,

AND

Dean Alan Arender and Tamala Arender,

Appellants,

vs

Kent Huntley Oliver, Thompson Construction Group, Inc. Curtis
Kent Ouellette, and DMX Transportation Services, Inc.
of which

Defendants,

Kent Huntley Oliver and Thompson Construction Group, Inc. are

Respondents,

AND

Kent Huntley Oliver,

Respondent,

vs.

Curtis Kent Ouellette, Quality Haulers, Inc., Dean Alan Arender,
US XPRESS Leasing, Inc., and US XPRESS, Inc., Defendants,
of which

Defendants,

Dean Alan Arender, US XPRESS Leasing, Inc., and US
XPRESS, Inc. are

Appellants,

Motion for Extension

Counsel for the Appellants Dean and Tamala Arender, in their capacities as Plaintiff/
Appellants in the action of Dean Alan Arender and Tamala Arender vs. Kent Huntley Oliver, Thompson

Construction Group, Inc., Curtis Kent Ouellette, and DMX Transportation Services, respectfully requests a thirty (30) day extension to file their initial brief. If granted, the new deadline to file will be October 25, 2024. This request is based upon counsel's professional obligations arising from other matters. For these reasons, counsel requests the motion be granted.

Respectfully Submitted

s/James D. George, Jr.

James D. George, Jr. (S.C. Bar No.: 103634)

Jacob D. Born (S.C. Bar No.: 100026)

2801 Devine Street, Suite 300

Columbia, South Carolina 29206

(803)929-3600

jgeorge@sbltv.law

jborn@sbltv.law

Attorneys for Plaintiffs/ Appellants Dean

Alan Arender and Tamala Arender

September 23, 2024

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

SFP 23 2024

SC Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas
R. Kirk Griffin, Circuit Court Judge

Appellate Case No.: 2024-000742

Jerry Cozby

Plaintiff,

vs.

Kent Huntley Oliver, Thompson Construction Group, Inc., Curtis
Ouellette, and Quality Haulers, Inc.

Defendants,

of which,

Kent Huntley Oliver and Thompson Construction Group, Inc. are

Respondents,

AND

Dean Alan Arender and Tamala Arender,

Appellants,

vs

Kent Huntley Oliver, Thompson Construction Group, Inc. Curtis
Kent Ouellette, and DMX Transportation Services, Inc.

Defendants,

of which

Kent Huntley Oliver and Thompson Construction Group, Inc. are

Respondents,

AND

Kent Huntley Oliver,

Respondent,

vs.

Curtis Kent Ouellette, Quality Haulers, Inc., Dean Alan Arender,
US XPRESS Leasing, Inc., and US XPRESS, Inc., Defendants,

Defendants,

of which

Dean Alan Arender, US XPRESS Leasing, Inc., and US XPRESS,
Inc. are

Appellants,

Certificate of Service

The undersigned hereby certifies that on September 23, 2024, he served all counsel of record the Appellants, Dean and Tamala Arender's, Motion for Extension of time to file their Initial Brief by emailing counsel a copy of the same to the below email addresses as maintained in the attorney information system:

Andrew Clifton Evans
P.O. Box 5048
Spartanburg, SC 29201
andrew.evans@hawklaw.com

Ivey Blaire Franklin
1333 Main Street, Suite 501
Columbia, SC 29201
ivey.franklin@thejeffcoatfirm.com

Raia J. Hirsch
496 S. 3rd Street
Columbus, OH 43215
raiajane@gmail.com

Justin Joaquin Arenas
901 Main Street
Conway, SC 29528
justin.arenas@derricklawfirm.com

Joseph V. Camerlengo
Jessica L. Lanifero
1200 Riverplace Blvd.
Jacksonville FL 32081
jvc@truckcrashlaw.com
jll@truckcrashlaw.com

Frederick Newman Hanna, Jr
2530 Devine St., Third Floor
Columbia, SC 29205
fred.hanna@smithrobinsonlaw.com

G. Murrell Smith, Jr.
P.O. Box 580
Sumter, SC 29151
murrell@smithrobinsonlaw.com

Curtis Lyman Ott
P.O. Box 7368
Columbia, SC 29202
cott@gwblawfirm.com

Edward Hood Dawson, III
55 Beattie Pl. # 1200
Greenville, SC 29601
hdawson@gwblawfirm.com

Mark Steven Barrow
Marshall Collin Crane
Madison Claire Killen
1515 Lady Street
Columbia, SC 29201
msb@swblaw.com
mcc@swblaw.com
mkk@swblaw.com

Enclosed with this Certificate of Service is a copy of the transmittal email to counsel.

Respectfully Submitted,

s/ James D. George, Jr.
James D. George, Jr.
Smith, Born, Leventis, Taylor & Vega, LLC
2801 Devine Street, Suite 300
Columbia, SC 29205
PH: (803) 509-5837

September 23, 2024

From: Jamie George jgeorge@sbltv.law
Subject: Arender et. al. v. Oliver and Thompson Construction et. al. Appellate Case No. 2024-000742 Extension
Date: September 23, 2024 at 1:57 PM



To: Andrew.evans@hawklaw.com, lveyFranklin@thejeffcoatfirm.com, justin.arenas@derricklawfirm.com, Joe Camerlengo jvc@truckcrashlaw.com, JLL@truckcrashlaw.com, fred.hanna@smithrobinsonlaw.com, Murrell Smith murrell@smithrobinsonlaw.com, cott@gwblawfirm.com, Hood Dawson hdawson@gwblawfirm.com, Mark S. Barrow msb@swblaw.com, Marshall C. Crane MCC@swblaw.com, Madison K. Kea MKK@swblaw.com
Cc: Jacob Born JBorn@sbltv.law, Virginia Kendall vkendall@sbltv.law, Jim Sproat jsproat@sbltv.law, Erica Ricano ERicano@sbltv.law, Latonya M. Smalls lsmalls@sbltv.law, ebehymmer@gwblawfirm.com, Jennifer Lisandrelli jennifer.lisandrelli@smithrobinsonlaw.com

Good afternoon:

Attached is a motion for extension for the filing of our initial brief, which will be filed with the court momentarily.

Best,

JDG

Extention Initial Brief Letter
Motion COS for service 9.23.24...
10.3 MB



Jamie George
Attorney
Smith, Born, Leventis, Taylor & Vega
(803) 509-5837
jgeorge@sbltv.law

William L. Smith, II
C. Daniel Vega
Jacob D. Born
Peter P. Leventis, IV
George A. Taylor
James C. Sproat
James D. George
R. Lawton Harper



PO Box 5070
Columbia, SC 29250
Phone: 803.766.7650
Fax: 803.929.3604
www.SBLTV.law

September 23, 2024

RECEIVED

SEP 23 2024

SC Court of Appeals

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Jerry Cozby, Plaintiff vs. Kent Huntley Oliver, Thompson Construction Group, Inc., Curtis Ouellette, and Quality Haulers, Inc., Defendants, of which Kent Huntley Oliver and Thompson Construction Group, Inc., are Respondents. AND Dean Alan Arender and Tamala Arender, Appellants vs. Kent Huntley Oliver, Thompson Construction Group, Inc., Curtis Kent Ouellette, and DMX Transportation Services, Inc., Defendants, of which Kent Huntley Oliver and Thompson Construction Group, Inc. are Respondents. AND Kent Huntley Oliver, Respondent vs. Curtis Kent Ouellette, Quality Haulers, Inc. Dean Alan Arender, US XPRESS Leasing, Inc., and US EXPRESS, Inc., Defendants, of which Dean Alan Arender, US XPRESS Leasing, Inc., and US XPRESS, Inc., are Appellants.

Appellate Case No.: 2024-000742

Motion for an Extension of Time for Filing Initial Brief

Dear Ms. Kitchings:

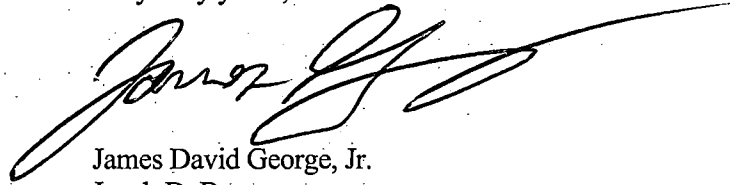
Enclosed please find the following for filing in the above referenced matter:

1. Motion for Extension of Time for Filing Appellants Dean and Tamala Arender's—in their capacities as Plaintiff/ Appellants in the action of Dean Alan Arender and Tamala Arender vs. Kent Huntley Oliver, Thompson Construction Group, Inc., Curtis Kent Ouellette, and DMX Transportation Services, Inc.—Initial Brief.
2. Certificate of Service; and,
3. Filing Fee of \$50.00.

Appellants Dean Alan Arender and Tamala Arender respectfully move for an extension of time for filing their Initial Brief. Their Initial Brief is currently due September 25, 2024. If their motion for a thirty (30) day extension is granted, their Initial Brief will be due October 25, 2024.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "James D. George, Jr.", with a long, sweeping horizontal line extending to the right.

James David George, Jr.
Jacob D. Born
Attorneys for the Appellants

cc: Andrew Clifton Evans
Ivey Blair Franklin
Raia J. Hirsch
Frederick Newman Hanna, Jr.
G. Murrell Smith, Jr.
Justin Joaquin Arena
Joseph V. Camerlengo
Jessica L. Lanifero
Edward Hood Dawson, III
Curtis Lyman Ott
Mark Steven Barrow
Marshall Collin Crane
Madison Claire Killen