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Oct 29 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Appellate Case No. 2024-000064

The Honorable Roger M. Young, Sr.
Charleston County
Trial Court Case No. 2021CP1005645

The Charleston School of Law, LLC, a South Carolina limited liability company and
Omshera Hotel Group, LLC Respondents,

v.

City of Charleston, a municipal corporation, and
Omshera Hotel Group, LLC, a North Carolina limited liability company Defendants.

Of which City of Charleston, a municipal corporation, is the Appellant.

**MOTION OF RESPONDENT OMSHERA HOTEL GROUP, LLC FOR AN
EXTENSION OF TIME TO FILE AND SERVE INITIAL BRIEF AND
DESIGNATION OF MATTER**

Respondent OmShera Hotel Group, LLC (hereinafter “Respondent Omshera”), by undersigned counsel, moves for an extension of thirty (30) days’ time to file and serve its Initial Brief and Designation of Matter to be included in the Record on Appeal, pursuant to Rule 263(b), SCACR

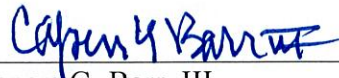
Pursuant to this Court’s Order filed October 3, 2024, the present deadline for Respondent’s Initial Brief and Designation of Matter is November 4, 2024. Because of work related and other time commitments, Respondent respectfully requests that this deadline be extended by 30 days. Respondent believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon other parties.

For all intents and purposes, this is Respondent Omshera's first request for a time extension. Although a previous motion filed by the undersigned with this Court on September 13, 2024 purported to request additional time to file a brief, Respondent had not as of that time been granted Respondent status in the case, which was also sought in the same motion for a time extension. Accordingly, Respondent did not yet have standing to file a Brief, and did not begin drafting a brief, until this Court granted Respondent's status in its October 3, 2024 order. Therefore, for all intents and purposes, the within motion is Respondent's first request for an extension of time.

With the extension requested hereby, the new deadline for filing and serving Omshera's Initial Brief and Designation of Matter would be thirty days from November 4, 2024, which is December 4, 2024, according to the undersigned's calculations.

Further, Respondent Omshera respectfully requests that the Court hold the present Initial Briefing/Designation of Matter deadline in abeyance until it acts upon this Motion.

Respectfully,



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Attorney for Respondent:
Omshera Hotel Group, LLC

Charleston, South Carolina
October 29, 2024

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v.

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Omshera Hotel Group, LLC, a North Carolina limited liability company Defendants.

Of which City of Charleston, a municipal corporation, is the Appellant.

PROOF OF SERVICE

I, Capers G. Barr, III of Barr, Unger & McIntosh, LLC, attorney for Respondent
Omshera Hotel Group, LLC, hereby certify that the **MOTION OF RESPONDENT
OMSHERA HOTEL GROUP, LLC FOR AN EXTENSION OF TIME TO FILE AND
SERVE INITIAL BRIEF AND DESIGNATION OF MATTER** was served on all parties
in this appeal on October 29, 2024, by emailing a copy of the same to their counsel of record:

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Charleston, South Carolina
October 29, 2024

**BARR, UNGER
& MCINTOSH**
ATTORNEYS AT LAW

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October 28, 2024

VIA E-MAIL and FIRST CLASS MAIL

ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29211

RECEIVED
Oct 29 2024
SC Court of Appeals

RE: The Charleston School of Law, LLC v.
City of Charleston and Omshera Hotel Group, LLC
Appellate Case No. 2024-000064
Trial Court Case No: 2021-CP-10-05645
Our File No: 2019-1152.06

Dear Ms. Kitchings:

Enclosed for filing is the motion of Omshera Hotel Group, LLC for an Extension of Time to File Initial Brief and Designation of Matter; together with Proof of Service.

We will submit any required filing fee by separate mailing, via First Class mail. Please advise us in that respect.

Thank you, and respectfully.

Sincerely yours,



Capers G. Barr, III

CGBIII/jth

Enclosure (as stated)

cc: Stephen L. Brown, Esquire / sbrown@ycrllaw.com
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