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SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Patrick C. Fant, Circuit Court Judge

Case No. 2023-CP-23-04246  
Appellate Case No. 2024-000999

Annacey Park Homeowners Association, Inc. and  
the City of Greenville

Respondents,

v.

Anderson Laurnes Road AA and Anderson Laurens Road ZZ

Appellants.

**MOTION TO AMEND INITIAL BRIEF AND EXTEND TIME TO FILE FINAL BRIEF**

The Respondent, Annacey Park Homeowners Association, Inc., respectfully moves for leave to file an Amended Initial Brief.

This Motion is based upon the grounds that Appellants have objected to certain citations and information included in the Respondent's Initial brief. Respondent is willing to remove the information from the initial brief.

The Respondent also respectfully moves for an Order extending the time to file Respondent's final brief. The Motion is based on seeking leave to amend the initial brief.

Pursuant to Rule 211, SCACR, with the two exceptions stated in the Rule, the final brief shall be identical to the previously filed briefs. Should the Respondent be granted leave to amend the initial brief, additional time is necessary to ensure that the final brief complies with Rule 211, SCACR.

Respectfully Submitted,

**Babb, Bixler and Dollar**

BY  \_\_\_\_\_

**A. Lyon Bixler, SC Bar No. 100543**

**Patrick Dollar, SC Bar No. 101719**

**Attorney for the Plaintiff**

**Babb, Bixler and Dollar**

**505 W. Butler Road**

**Greenville, South Carolina 29607**

**(864) 422-0022**

**Greenville, South Carolina**  
**November 4, 2024**

Case No. 2023-CP-23-04246

Appellate Case No. 2024-000999

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**CERTIFICATE OF SERVICE**  
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I, did this date serve the Motion to Amend Initial Brief and Extend Time to File Final Brief, by placing a copy of the same via UPS Overnight Mail, postage paid and address as follows:

The Honorable Jenny Abbot  
Kitchings  
Clerk, South Carolina Couty of  
Appeals  
120 Senate Street  
Columbia, SC 29201

William B. Swent, S.C. Bar No.  
13519  
Aimee V. Leary, S.C. Bar No. 100657  
FOX ROTHSCHILD LLP  
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mspinelli@greenvillesc.gov  
*Attorney for Respondent City  
of Greenville*

This November 5, 2024.

  
**BY:** \_\_\_\_\_

A. Lyon Bixler, SC Bar No. 100543  
Patrick O. Dollar, SC Bar No. 101719  
Attorney for the Defendant  
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**BABB, BIXLER & DOLLAR**

*Bixler & Dollar, LLC*

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A. LYON BIXLER, III  
PATRICK O'NEILL DOLLAR, SR.

November 5, 2024

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**Via UPS Overnight Mail: # IZ575YR10129253480**

The Honorable Jenny Abbot Kitchings  
South Carolina Court of Appeals  
120 Senate Street  
Columbia SC 29201

RE: Annacey Park Homeowner Association, Inc., and the City of Greenville v. Anderson  
Laurens Road AA, LLC and Anderson Laurens Road ZZ, LLC  
Appellant Case No. 2024-00099

Dear Ms. Kitchings:

Please find enclosed please find the Motion to Amend Initial Brief and Extend Time to  
File Final Brief. If you have any questions, please do not hesitate to contact us.

With kindest regards, I am

Cordially yours,  
Babb, Bixler & Dollar

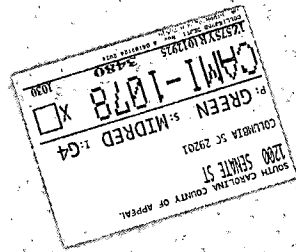
A. Lyon Bixler  
Attorney at Law

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GREENVILLE SC 29607

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SOUTH CAROLINA COUNTY OF APPEALS  
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