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Nov 15 2024

SC Court of Appeals

**IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

Mikell R. Scarborough, Circuit Court Judge and Master-In-Equity

Appellate Case No.: 2024-000753

Case No.: 2019-CP-10-1108

Balfour Beatty Construction, LLC, Appellant,

v.

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

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 Strong Tower Construction, LLC d/b/a Koch Corporation and Watson Electrical Construction Co., LLC are the Respondents.

**CERTAIN RESPONDENT'S MOTION FOR SECOND EXTENSION OF TIME TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER**

Based on a trial scheduled for the week of November 18th and the work surrounding that trial, Respondent Strong Tower Construction, LLC d/b/a Koch Corporation respectfully requests an Order extending its time to file an initial brief and designation of matter for thirty days. This is the Respondent's second motion requesting an extension of time to file its initial brief and designation of matter.

Respondent respectfully requests until and including December 27, 2024, to file its initial brief and designation of matter.

WHITFIELD-CARGILE LAW, PLLC

s/Samuel M. Wheeler

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*Attorney for Strong Tower Construction, LLC d/b/a
Koch Corporation*

November 15, 2024
Brevard, North Carolina

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Of which Strong Tower Construction, LLC d/b/a Koch Corporation and Watson Electrical Construction Co., LLC are the Respondents.

PROOF OF SERVICE

I certify that, on the date indicated below, I served the Certain Respondent's Motion for Second Extension of Time to File Initial Brief and Designation of Matter via email on the following:

Don R. Terry, Esq.
Steele B. Windle, III, Esq.
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s/Samuel M. Wheeler

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*Attorney for Strong Tower Construction, LLC d/b/a
Koch Corporation*

November 15, 2024
Brevard, North Carolina

Whitfield-Cargile Law, PLLC

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November 15, 2024

Via U.S. Mail and Email

The Honorable Jenny A. Kitchings
Clerk, SC Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

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SC Court of Appeals

Re: Appellate Case No.: 2024-000753

Dear Ms. Kitchings:

Enclosed is a copy of the Respondent Strong Tower's motion for an extension of time to file its initial brief and designation of matter, proof of service and your \$50 filing fee.

Best regards,

s/Sam Wheeler

Sam Wheeler

cc (via email): All counsel of record