

**RECEIVED**

**Jan 13 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

The Honorable Martha M. Rivers

Circuit Court Case No. 2024-CP-40-03510

Appellate Case No. 2024-001963

Sherman and Claudia Howell,

Respondents,

v.

D.R. Horton, Inc.,

Appellant.

AND

D.R. Horton, Inc.,

Third-Party Plaintiff,

v.

Jenkins Plumbing Company, LLC, Caryl  
Mechanicals II, Inc., L&M Electric, Inc.,  
Unique Stone Creations, M&L General  
Construction, Inc., Alpha Omega Construction  
Group, Inc., and ASC Services and Supply, Inc.,

Third-Party Defendants.

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MOTION FOR AN EXTENSION

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Counsel respectfully requests a thirty-day extension to file Appellant's Initial Brief and Designation of Matter in the above captioned matter. This request is based on the number and complexity of the legal issues in this matter and deadlines in other matters. Currently, the deadline

to file Appellant’s Initial Brief and Designation of Matter is set for January 21, 2025.<sup>1</sup> If granted, the new deadline to file will be February 20, 2025. For these reasons, counsel requests the motion be granted and all deadlines held in abeyance until the Court rules on this motion.

Sincerely,

/s/ David L. Paavola  
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Kimila L. Wooten, SC Bar No.: 64516  
David L. Paavola, SC Bar No.: 100714  
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*Attorneys for Appellant*

January 13, 2025

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<sup>1</sup> Appellant received the transcript in this matter on December 20, 2024. Therefore, the initial brief deadline—30 days later—would have been January 19, 2025. *See* Rule 208(a)(1). However, January 19 is a Sunday, and January 20 is a holiday, which pushes the deadline to January 21, “the next day which is neither a Saturday, Sunday nor [a] holiday.” Rule 6(a), SCRCP.

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Unique Stone Creations, M&L General  
Construction, Inc., Alpha Omega Construction  
Group, Inc., and ASC Services and Supply, Inc.,

Third-Party Defendants.

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PROOF OF SERVICE

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I certify that the Appellant's Motion for Extension has been served by email on all counsel of record as follows. A copy of the sent email is enclosed as **Exhibit 1** with this Proof of Service.

I certify that I have caused the service of the Motion for Extension on the Third-Party Defendants L&M Electric, Inc. and Unique Stone Creations by depositing a copy in the U.S. Mail, postage pre-paid, addressed as follows:

L&M Electric, Inc.  
Roger J. Lee, RA  
7356 Williams Rd.  
Flowery Branch, GA 30542

Unique Stone Creations  
Cristobal Cortes, RA  
319 East Houston Street  
Monroe, NC 28112

/s/ David L. Paavola

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# EXHIBIT 1

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**To:** [ianduggan@callisontighe.com](mailto:ianduggan@callisontighe.com); [harrydixon@callisontighe.com](mailto:harrydixon@callisontighe.com); [will@richardsonthomas.com](mailto:will@richardsonthomas.com); [terry@richardsonthomas.com](mailto:terry@richardsonthomas.com); [grace@richardsonthomas.com](mailto:grace@richardsonthomas.com); [rwylie@mullenwylie.com](mailto:rwylie@mullenwylie.com); [jhills@mullenwylie.com](mailto:jhills@mullenwylie.com); [aethompson@mullenwylie.com](mailto:aethompson@mullenwylie.com); [trippett.boineau@mgclaw.com](mailto:trippett.boineau@mgclaw.com); [matthew.laney@mgclaw.com](mailto:matthew.laney@mgclaw.com); [dean@bestlawsc.com](mailto:dean@bestlawsc.com); [jenkins@bestlawsc.com](mailto:jenkins@bestlawsc.com); [dianne@bestlawsc.com](mailto:dianne@bestlawsc.com); [pcristaldi@rclawsc.com](mailto:pcristaldi@rclawsc.com); [acampbell@rclawsc.com](mailto:acampbell@rclawsc.com); [ebrown@rclawsc.com](mailto:ebrown@rclawsc.com); [rescalante@rclawsc.com](mailto:rescalante@rclawsc.com); [jrogers@wardfirm.com](mailto:jrogers@wardfirm.com); [jclark@wardfirm.com](mailto:jclark@wardfirm.com); [fhgrimball@richardsonplowden.com](mailto:fhgrimball@richardsonplowden.com)  
**Cc:** [John Crawford](mailto:John.Crawford); [Kim Wooten](mailto:Kim.Wooten); [David Paavola](mailto:David.Paavola); [Jacob Henerey](mailto:Jacob.Henerey); [Amelia Farmer](mailto:Amelia.Farmer); [Angelia Shaw](mailto:Angelia.Shaw); [Cara Smith](mailto:Cara.Smith)  
**Subject:** Sherman and Claudia Howell v D.R. Horton, Inc. (Circuit Case No. 2024-CP-40-03510 / Appellate Case No. 2024-001963)  
**Date:** Monday, January 13, 2025 2:40:00 PM  
**Attachments:** [25.01.13 Motion for Extension re Initial Brief.pdf](#)  
[image001.png](#)

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Dear Counsel:

Attached please find a Motion for an Extension regarding Sherman and Claudia Howell v D.R. Horton, Inc. We plan on filing this in the Court of Appeals shortly.

With kindest regards,

**\*\*PLEASE NOTE THAT OUR GREENVILLE OFFICE IS NOW LOCATED AT 325 W. MCBEE AVENUE, SUITE 301, GREENVILLE, SC 29601. \*\***



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