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May 06 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.

MOTION FOR AN EXTENSION

Counsel respectfully requests a two-week extension to file Appellant's Reply 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, as well as a previously scheduled firm retreat. Counsel has consulted with counsel for Respondents, and they consent to the request. Currently, the deadline to file Appellant's Reply Brief and Designation of Matter is

set for May 12, 2025.¹ If granted, the new deadline to file will be May 26, 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
John T. Crawford Jr., SC Bar No.: 69682
Kimila L. Wooten, SC Bar No.: 64516
David L. Paavola, SC Bar No.: 100714
W. Jacob Henerey, SC Bar No.: 102268
Amelia Farmer, SC Bar No.: 105750
KENISON, DUDLEY & CRAWFORD, LLC
325 McBee Ave., Suite 301
Greenville, SC 29601
(864) 242-4899
(864) 242-4844
crawford@conlaw.com
wooten@conlaw.com
paavola@conlaw.com
henerey@conlaw.com
farmer@conlaw.com

Attorneys for Appellant

May 6, 2025

¹ Respondents filed their initial brief in this matter on April 30, 2025. Therefore, the reply brief deadline—10 days later—would have been May 10, 2025. *See* Rule 208(a)(1). However, May 10 is a Saturday, which pushes the deadline to May 12, “the next day which is neither a Saturday, Sunday nor [a] holiday.” Rule 6(a), SCRCF.

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Construction, Inc., Alpha Omega Construction
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Third-Party Defendants.

PROOF OF SERVICE

I certify that 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

John T. Crawford Jr., SC Bar No.: 69682
Kimila L. Wooten, SC Bar No.: 64516
David L. Paavola, SC Bar No.: 100714
W. Jacob Henerey, SC Bar No.: 102268
Amelia Farmer, SC Bar No.: 105750
KENISON, DUDLEY & CRAWFORD, LLC
325 McBee Ave., Suite 301
Greenville, SC 29601
(864) 242-4899
(864) 242-4844
crawford@conlaw.com
wooten@conlaw.com
paavola@conlaw.com
henerey@conlaw.com
farmer@conlaw.com

Attorneys for Appellant

May 6, 2025

Other counsel of record:

CALLISON TIGHE & ROBINSON, LLC
Ian T. Duggan
Harry A. Dixon
1812 Lincoln Street, Suite 200
Columbia, SC 29201
T 803-404-6900
F 803-404-6902
Email: ianduggan@callisontighe.com
harrydixon@callisontighe.com

RICHARDSON THOMAS, LLC

William C. Lewis

Terry E. Richardson, Jr.

Grace M. Babcock

1513 Hampton Street, 1st Floor

Columbia, SC 29201

T 803-281-8145

F 803-632-8263

Email: will@richardsonthomas.com

terry@richardsonthomas.com

grace@richardsonthomas.com

MULLEN WYLIE SC, LLC

Robert L. Wylie, IV

James L. Hills, Jr.

Alicia E. Thompson

PO Box 1980

Myrtle Beach, SC 29578

T 843-449-4800

F 843-497-0449

Email: rwylie@mullenwylie.com

jhills@mullenwylie.com

aethompson@mullenwylie.com

*Attorneys for Respondents Sherman and
Claudia Howell*

MCANGUS GOUDELOCK & COURIE, L.L.C.

R. Trippett Boineau III

Matthew B. Laney

1320 Main Street, 10th Floor

Columbia, SC 29201

T 803-779-2300

F 803-748-0526

Email: trippett.boineau@mgclaw.com

matthew.laney@mgclaw.com

Attorneys for ASC Services and Supply, Inc.

BEST LAW, P.A.
L. Dean Best
Jenkins H. Wilson
999 Lake Hunter Circle, Suite D
Mt. Pleasant, SC 29464
T 843-793-4744
Email: dean@bestlawsc.com
jenkins@bestlawsc.com
dianne@bestlawsc.com

Attorneys for Alpha Omega Construction Group, Inc.

ROSS & CRISTALDI, LLC
Philip Paul Cristaldi, III
765 Long Point Rd., Suite 101
Mt. Pleasant, SC 29464
T 843-329-4040
Email: pcristaldi@rclawsc.com
acampbell@rclawsc.com
ebrown@rclawsc.com
rescalante@rclawsc.com

Attorney for Caryl Mechanicals II, Inc.

THE WARD LAW FIRM, P.A.
John E. Rogers, II
T. Jonathan Clark
223 S. Pine Street
Spartanburg, SC 29302
T 864-573-8500
Email: jrogers@wardfirm.com
jclark@wardfirm.com

Attorneys for M&L General Construction, Inc.

RICHARDSON, PLOWDEN & ROBINSON, PA
F. Heyward Grimball
235 McGrath Darby Blvd., Suite 100
Mt. Pleasant, SC 29464
T 843-805-6550
Email: fhgrimball@richardsonplowden.com

Attorney for Jenkins Plumbing Company, LLC

EXHIBIT 1

From: [Natascha Genc](mailto:Natascha.Genc)
To: ianduggan@callisontighe.com; harrydixon@callisontighe.com; will@richardsonthomas.com; terry@richardsonthomas.com; grace@richardsonthomas.com; rwylie@mullenwylie.com; jhills@mullenwylie.com; aethompson@mullenwylie.com; trippett.boineau@mgclaw.com; matthew.laney@mgclaw.com; dean@bestlawsc.com; jenkins@bestlawsc.com; dianne@bestlawsc.com; pcristaldi@rclawsc.com; acampbell@rclawsc.com; ebrown@rclawsc.com; rescalante@rclawsc.com; jrogers@wardfirm.com; jlark@wardfirm.com; 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: RE: Sherman and Claudia Howell v D.R. Horton, Inc. (Circuit Case No. 2024-CP-40-03510 / Appellate Case No. 2024-001963)
Date: Tuesday, May 6, 2025 8:17:00 AM
Attachments: [25.05.06 Motion for Extension re Reply Brief - Howell.pdf](#)
[image001.png](#)

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. ****



Natascha Genc
Paralegal
KENISON, DUDLEY & CRAWFORD, LLC
325 W. McBee Avenue, Suite 301
Greenville, SC 29601
Email: genc@conlaw.com
Main: (864) 242-4899
Website: www.conlaw.com

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