

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

Appellant Case No. 2022-000867
Case No. 2017-CP-07-01057

RECEIVED
Aug 11 2025
SC Court of Appeals

Bittmint, LLC and Harbour Town Surf Shop, LLC,..... Appellants,

v.

Lynda H. Johnson, Charles S. Giannone, and Sea Pines Resort, LLC,..... Respondents.

**MOTION TO EXTEND TIME FOR RESPONDENTS
TO PETITION FOR REHEARING**

NOW COMES Respondents, Lynda H. Johnson, Charles S. Giannone, and Sea Pines Resort, LLC, (“Respondents”) by and through their undersigned counsel pursuant to Rule 263(b), SCACR,¹ and move for an extension of fifteen (15) days’ time for Respondents to petition for rehearing of this matter, which the Court decided via an unpublished opinion filed July 30, 2025.

Rule 221(a), SCACR, provides that “[p]etitions for rehearing must be actually received by the appellate court no later than fifteen (15) days after the filing of the opinion, order, judgment, or decree of the court.” Based on the July 30, 2025 filing of the Court’s

¹ In pertinent part, Rule 263(b) provides, “The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rules 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”

opinion in this case, the present deadline to petition for rehearing is Thursday, August 14, 2025, which, in accordance with Rule 263(a), SCACR (regarding computation of time), is the 15th day after the opinion was filed. Because of work-related and other time commitments, the Court's allowance of fifteen (15) days' additional time for Respondents to petition for rehearing is requested.

It is respectfully submitted that there is good cause for the Court to grant the relief requested herein, as it is, under the circumstances, a reasonable dispensation, timely sought, consistent with the interests of justice, posing no threat of undue prejudice to any other party.

WHEREFORE, it is requested that the Court grant Respondents an extension of 15 days' time to petition for rehearing. By the undersigned's calculations, the granting of this relief would make the new deadline to petition for rehearing Friday, August 29, 2025. Additionally, for the same reasons set forth in support of the within request for an extension of time, it is requested that the Court hold the present deadline for Respondents to petition for rehearing in abeyance until the Court acts on this motion. By copy to opposing counsel, I am informing them of this request.

Respectfully submitted,

s/ John P. Linton, Jr.

John P. Linton, Jr. (SC Bar #79130)

G. Trenholm Walker (SC # 5777)

WALKER GRESSETTE & LINTON, LLC

66 Hasell Street

Charleston, SC 29401

(843) 727-22000

Walker@wglfirm.com

Linton@wglfirm.com

*ATTORNEYS FOR RESPONDENTS LYNDA
H. JOHNSON, CHARLES S. GIANNONE,
AND SEA PINES RESORT, LLC*

August 11, 2025
Charleston, South Carolina

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v.

Lynda H. Johnson, Charles S. Giannone, and Sea Pines Resort, LLC, Respondents.

PROOF OF SERVICE

.I, Nancy Jane Dennis, paralegal at Walker, Gressette & Linton, LLC, attorneys for the Respondents, hereby certify that the MOTION TO EXTEND THE TIME FOR RESPONDENTS TO PETITION FORE REHEARING was served on August 11, 2025, on all attorneys for Appellant in this matter via emailing a copy of the same to the following:

Ainsley F. Tillman (SC Bar #70551)
Ian S. Ford (SC Bar #12463)
FORD WALLACE THOMSON LLC
715 King Street
Charleston, SC 29403
(843) 266-1289
Ainsley.Tillman@FordWallace.com
Ian.Ford@FordWallace.com


Hon. Maureen T. Coffey
PO Box 2588
1304 Fording Island R., Suite L
Bluffton, SC 29910
maureen@coffey-law.com

Edward M. Kubec
52 New Orleans Rd.
Hilton Head Island, SC 29928
ekubec@ns-lawfirm.com

Michael W. Mogil
PO Box 5925
Hilton Head Island, SC 29938-5925
mogillaw.com

*ATTORNEYS FOR APPELLANTS BITTMINT, LLC
AND HARBOUR TOWN SURF SHOP, LLC*

Charleston, South Carolina


Nancy Jane Dennis
Paralegal



JOHN P. LINTON, JR.
Direct: 843.727.2252
Email: Linton@WGFLAW.com

August 11, 2025

U.S. MAIL || EMAIL[X] at ctappfilings@sccourts.org

Hon. Jenny Abbott Kitchings
Clerk of Court for S.C. Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Bittmint, LLC and Harbour Town Surf Shop, LLC v. Lynda H. Johnson, et al.
Appellate Case No. 2022-000867

Dear Ms. Kitchings:

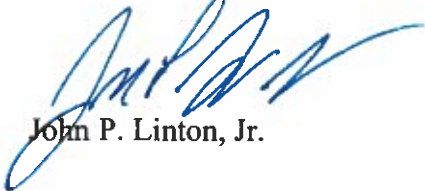
Our firm represents the Respondents in the above appeal. I have enclosed Respondent's Motion to Extend Time to Petition for Rehearing, requesting an extension of fifteen (15) days for the service and filing of our Petition for Rehearing. Respondents' petition is due Thursday, August 14, 2025. With the extension, the due date would be Friday, August 29, 2025.

By copy to opposing counsel I am notifying them of this request. I have not previously sought an extension for the filing date for our petition.

I have enclosed our firm's check for \$50. Thank you very much for your courtesies in this matter.

Sincerely yours,

WALKER GRESSETTE & LINTON, LLC



John P. Linton, Jr.

Enclosure (Check)

cc: All counsel of record (via e-mail only)

G. Trenholm Walker
Thomas P. Gressette, Jr.
John P. Linton, Jr.
James P. Summerall, IV
Jennifer Ivey
James W. Clement

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WALKER GRESSETTE & LINTON, LLC

66 Hasell Street, Charleston, SC 29401 | PO Box 22167, Charleston, SC 29413 | (843) 727-2200

www.wgflfirm.com