

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Appellate Case No. 2025-000623

West Street Farms, LLC and Mix Farms, LLC, Appellants,

v.

City of Beaufort, City of Beaufort Zoning Board of Appeals, and
303 Associates, LLC Respondents.

RESPONDENTS' MOTION FOR EXTENSION

Pursuant to SCACR, Rules 240 and 263(b), Respondents the City of Beaufort, City of Beaufort Zoning Board of Appeals and 303 Associates, LLC (“Respondents”) move this Honorable Court for an extension of time to serve and file their Initial Brief and Designation of Matter to be Included in the Record on Appeal due to other work-related time commitments in the undersigned counsels’ schedules, , including a major case in federal court with extensive briefing in this time period. This is Respondents’ second request for an extension. The current deadline for Respondents to serve and file their Initial Brief and Designation of Matter is September 12, 2025. Respondents respectfully request the deadline be extended by thirty (30) days until October 13, 2025. The undersigned consulted with counsel for Appellants prior to filing this motion who stated that he consents to the request.

This 8th of September, 2025.

Respectfully submitted,

s/ Benjamin E. Nicholson, V

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PROOF OF SERVICE

I certify that Respondents' Motion for Extension was served on all counsel of record via electronic mail on September 8, 2025, and a copy of that email is attached to this certificate:

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September 8, 2025
Columbia, South Carolina

Hampton, Valerie

From: Hampton, Valerie
Sent: Monday, September 8, 2025 12:37 PM
To: Andy Gowder; Alexis Lindsay; 'Ginny Bozeman'
Cc: Benjamin E. Nicholson V (nnicholson@burr.com); Jenkins, Ben
Subject: West Street Farms, LLC, et al. v. City of Beaufort, et al.; Case No. 2025-000623
Attachments: Respondents' Second Motion for Extension to File Initial Brief and Designation of Matter (2025-000623 Case).pdf; 2025.09.08 - Letter to Clerk of Court of Appeals - sending check for Second Motion for Extension (2025-00623 Case).pdf

Counsel:

Attached please find the following in the referenced matter:

- Respondents' Motion for Extension; and
- Correspondence from Ned Nicholson.

Please contact Ned or me with any questions.

Thank you,

Valerie