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**Sep 05 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Master-In Equity

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Appellate Case No. 2024-000788

Case No.: 2019-CP-10-01108

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Balfour Beatty Construction, LLC, Appellant,

v.

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

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 Library Associates, LLC is the Respondent.

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**APPELLANT'S MOTION FOR EXTENSION OF TIME  
TO FILE INITIAL REPLY BRIEF**

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Pursuant to Rule 240(a), SCACR, Appellant Balfour Beatty Construction, LLC (“Balfour”) respectfully requests an extension of time of ten (10) days within which to file the Initial Reply Brief to the Initial Brief filed by Respondent Library Associates, LLC (“Library”).

Library filed its Initial Respondent’s Brief and Designation of Matter to be included in the Record on Appeal on May 21, 2025. However, upon receipt and review of Library’s Designation of Matter, Balfour filed a Motion for Extension of Time to File its Initial Reply Brief and a Motion to Strike Library’s Designation and Hold the Appeal in Abeyance. On May 22, 2025, the Court issued an order granting Balfour’s Motion for an Extension of Time. On June 6, 2025, the Court issued an order holding the appeal in abeyance. Thereafter, on August 26, 2025, the Court issued an Order granting Balfour’s Motion to Strike, in part, and instructing Library to file an Amended Designation of Matter within ten (10) days of the entry of the Court’s Order. Library filed its Amended Designation of Matter on September 5, 2025. Balfour’s Reply Brief is currently due to be filed with the Court on Monday, September 15, 2025.

As a result of Balfour’s counsels’ work schedule, Balfour respectfully contends that good cause exists for an extension of time to file Balfour’s Initial Reply Brief. Specifically, Balfour’s counsels’ work schedules include other ongoing appeals with briefing schedules that overlap with the briefing schedule in this appeal.

WHEREFORE, Balfour respectfully requests an order granting an extension of ten (10) days to file its Initial Reply Brief, up to and including Thursday, September 25, 2025.

PARKER POE ADAMS & BERNSTEIN LLP

*/s/Katon E. Dawson, Jr.*

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September 5, 2025  
Columbia, South Carolina

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Of which Library Associates, LLC is the Respondent.

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**PROOF OF SERVICE**

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The undersigned hereby certifies that on September 5, 2025, a copy of **Appellant's Motion for Extension of Time to File Initial Reply Brief** was served on all counsel of record via email containing the above referenced documents to counsels' individual AIS email addresses:

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September 5, 2025  
Columbia, South Carolina

*Attorneys for Appellant Balfour Beatty Construction,  
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SC Court of Appeals

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September 5, 2025

**VIA E-MAIL & HAND DELIVERY:**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
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[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**Re: *Balfour Beatty Construction, LLC v. Library Associates, LLC, et al.***  
**Appellate Case No.: 2024-000788; Trial Court Case No.: 2019-CP-10-01108**

Dear Mrs. Kitchings:

Enclosed please find Check No. 524033 in the amount of \$50.00 in satisfaction of the filing fee for Appellant's Motion for Extension of Time to File Initial Reply Brief regarding the above-referenced matter.

Should you have any questions or need anything further, please do not hesitate to contact me.

Sincerely,

*s/Katon E. Dawson, Jr.*

Katon E. Dawson, Jr.

KED/tlc  
Enclosures  
cc: Respondent's Counsel of Record (via email only)