

RECEIVED

Sep 30 2025

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
R. Ferrell Cothran, Jr., Circuit Court Judge

Appellate Case No. 2024-002098
Court of Appeals Appellate Case No. 2022-001587

315 Corley CW LLC; 368 Mount Pelia LLC; Bridge Charleston Investments B LLC; Bridge Charleston Investments C LLC; Bridge Charleston Investments E LLC; Bridge Charleston Investments H LLC; Anne Bosler and Dylan Hart as Trustees of the Bosler-Hart Trust; Geoffrey J. Block; R. Jeffrey Kimball and Deborah S. Kimball; Sebrina Leigh-Jones and Chris Leigh-Jones; Jennifer Albero; Live Oak Assets LLC; Matthew N. Lynch and Barbara A. Lynch; MKM 22 West LLC; One Rumford Lane LLC; Salt Works LLC; and TTJR LLC; individually, derivatively, and as class representatives, as set forth herein, Respondents,

v.

Palmetto Bluff Development, LLC; Palmetto Bluff Club, LLC; Palmetto Bluff Real Estate Company, LLC; PBLH, LLC; Montage Palmetto Bluff, LLC; Palmetto Bluff Preservation Trust, Inc.; Palmetto Bluff Preservation Trust Board of Stewards: Jordan Phillips; Mark Polites; Gray Ferguson; Henry Armistead; South Street Partners LLC; John Does 1-25, Petitioners.

**MOTION FOR EXTENSION OF TIME TO FILE
REPLY BRIEF**

Petitioners, pursuant to Rule 240, SCACR, respectfully move for an order extending the deadline to file and serve their reply brief to October 15, 2025. In support of this motion, Petitioners would show as follows:

1. Petitioners filed their opening brief on August 4, 2025.
2. By order dated August 18, 2025, the Court granted Respondents a 20-day extension of time to file their response brief.
3. Respondents served and filed their response brief on September 23, 2025, together with a motion for leave to exceed the length limitation on briefs.¹ The Court granted Respondents' motion by order dated September 26, 2025.
4. Petitioners' reply brief is due on October 3, 2025. *See* Rule 242(j), SCACR.
5. Additional time is needed to draft Petitioners' reply brief. As both sides have noted in previous motions, the issues in this appeal are both numerous and complex. Drafting a brief that addresses all issues completely and comprehensively – and most important, clearly – is no small task.
6. Moreover, Respondents' brief raises new matters that must be addressed in the reply brief. For example, Respondents are now contending, for the first time throughout the appeal process, that Petitioners failed to preserve certain issues and arguments for review. Additionally, Respondents' brief repeatedly describes statements in Petitioners' brief as "false" or "false and misleading." (E.g., Resp. Br. at 3-4 & nn.4-6.) Additional time is needed to respond to these serious allegations.
7. For the foregoing reasons, Petitioners respectfully request an extension of twelve days – to October 15, 2025 – to file their reply brief.

¹ Respondents' brief is 55 pages long, and thus appears to exceed the length limitation by only five pages. Notably, however, Respondents' brief contains 39 footnotes, many of which contain substantive discussion and argument, and all of which are in a smaller type size than the text in the body of the brief.

8. Petitioners recognize that under this Court's Order of July 16, 2014, extensions during the certiorari stage are disfavored and should be strictly limited. Petitioners' counsel certify that this extension request is for the minimum amount of time needed and is not made for purposes of delay.

CONCLUSION

For the reasons set forth above, Petitioners respectfully request entry of an order extending the deadline for their opening brief on certiorari to October 15, 2025.

Signatures on following page.

September 30, 2025

Respectfully submitted,

s/Val H. Stieglitz

Val H. Stieglitz, SC Bar No. 5356
Maynard Nexsen, PC
1230 Main Street, Suite 700 (29201)
Post Office Drawer 2426
Columbia, SC 29202
Telephone: 803.771.8900
Facsimile: 803.253.8277
Email: VStieglitz@maynardnexsen.com

Bruce Wallace, SC Bar No. 11653
Maynard Nexsen, PC
205 King Street, Suite 400
Charleston, SC 29401
Telephone: 843.720.1760
Email: BUWallace@maynardnexsen.com

Kirsten Small, SC Bar No. 75681
Maynard Nexsen, PC
104 S. Main Street, 9th Floor
Greenville, SC 29601
Telephone: 864.370.2211
Facsimile: 864.282.1177
Email: KSmall@maynardnexsen.com

Donald Falk, *pro hac vice*
Schaerr Jaffe, LLP
Four Embarcadero Center, Suite 140
San Francisco, CA 94111
Tel: 415-562-4942
Email: DFalk@schaerr-jaffe.com

Attorneys for Petitioners