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Apr 15 2026

SC Court of Appeals

Katon E. Dawson, Jr.
t: 803.253.6854
f: 803.255.8017
katondawson@parkerpoe.com

Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC
Washington, DC

April 15, 2026

VIA E-MAIL:

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

Re: *Balfour Beatty Construction, LLC v. Library Associates, LLC, et al.*
Appellate Case No.: 2024-000788

Dear Mrs. Kitchings:

The Court's Order, dated March 16, 2026, directed Appellant Balfour Beatty Construction, LLC ("Balfour") and Respondent Library Associates, LLC ("Library") to reach an agreement by April 15, 2026 regarding revised Designations of Matter to be included in the Record on Appeal in the above-referenced matter. Pursuant to the Court's March 16 Order, counsel for Balfour and Library have been engaged in several discussions and exchanged multiple communications in an attempt to reach an agreement. However, the parties have not yet reached an agreement.

During the parties' most recent discussion, counsel for Library proposed requesting a seven (7) day extension of time—as permitted by the Court's March 16 Order—so the negotiations may continue. Balfour agrees and joins to this request. Accordingly, the parties jointly request the Court grant a seven (7) day extension of time so that they may continue their negotiations regarding a potential agreement on revised Designations of Matter to be Included in the Record on Appeal. The requested extension would provide the parties up to and including Wednesday, April 22, 2026 to notify the Court as to whether they have been able to reach an agreement, and the impact of that agreement on the revised Designations.

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Enclosed herewith is a Proof of Service evidencing service of this joint request for an extension.

Sincerely,

s/Katon E. Dawson, Jr.

Katon E. Dawson, Jr.

KED/tlc

Enclosures

cc: Via Email Only:

Walter Henry Bundy, Jr., Esq. walter@bundymcdonald.com

Michael Brent McDonald, Esq. brent@bundymcdonald.com

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-In-Equity

Appellate Case No. 2024-000788

Case No.: 2019-CP-10-01108

Balfour Beatty Construction, LLC, Appellant,

v.

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

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.

PROOF OF SERVICE

The undersigned hereby certifies that on April 15, 2026, a copy of **correspondence with the Court, dated April 15, 2026, requesting an extension of time** was served on all counsel of record via email containing the above referenced documents to counsels' individual AIS email addresses:

Walter H. Bundy, Jr., Esquire
M. Brent McDonald, Esquire
Bundy McDonald, LLC
1516 Old Trolley Rd 2nd Floor
Summerville, SC 29485-8209
walter@bundymcdonald.com
brent@bundymcdonald.com

Attorneys for Library Associates, LLC

PARKER POE ADAMS & BERNSTEIN LLP

By: /s/James Lynn Werner
James Lynn Werner (SC Bar No. 6029)
Katon E. Dawson, Jr. (SC Bar No. 101167)
1221 Main Street, Suite 1100
Columbia, SC 29201
(803) 255-8000
jimwerner@parkerpoe.com
katondawson@parkerpoe.com

Thomas C. Hildebrand, Jr. (S.C. Bar No. 2501)
Robert C. Byrd (S.C. Bar No. 1069)
850 Morrison Drive, Suite 400
Charleston, SC 29403
(843) 727- 2650 (Office)
tomhildebrand@parkerpoe.com
bobbybyrd@parkerpoe.com

*Attorneys for Appellant Balfour Beatty Construction,
LLC*

April 15, 2026
Columbia, South Carolina