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May 14 2026

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.

**RESPONDENT'S THIRD MOTION FOR EXTENSION OF TIME TO FILE ITS
RESPONSE TO THE ORDER OF APRIL 30, 2026**

Respondent Library Associates, LLC (“Respondent”), pursuant to Rule 240(a), SCACR, respectfully requests an extension of time of twenty-one (21) days within which to file Respondent’s Response to the Order of April 30, 2026.

This is Respondent’s third motion requesting an extension of time to file Respondent’s Response to the Order of April 30, 2026.

The grounds for this motion for extension of time are as follows: (1) I was admitted into the Hospital on Monday of this week with serious medical issues; (2) I was discharged by request but was advised to stay another ten (10) days by the attending medical staff; (3) I may need to return to the Hospital if the prescribed terms of attempted treatment (which are severely debilitating) are not performing; (4) There is no one in my office (I do not have a paralegal) who is capable of producing the work product demanded by the Order of April 30, 2026; (5) There is no one in my office who is capable of filing even this extension request; and (6) There is no prejudice to Appellant.

Given the foregoing and notwithstanding Respondent’s counsels’ best efforts, Respondent respectfully contends that good cause exists for an extension of time to file its Response.

WHEREFORE, Respondent Respectfully requests an order granting an extension of time of twenty-one days (21) days within which to file Respondent’s Response to the Order of April 30, 2026, up to and including June 4, 2026.

[Signature Page Follows]

BUNDY MCDONALD, LLC

/s M. Brent McDonald

Bundy McDonald, LLC

W.H. Bundy, Jr., Esquire (SC Bar No. 1012)

M. Brent McDonald, Esquire (SC Bar No 78057)

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Attorneys For Library Associates, LLC.

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Of which Library Associates, LLC is the Respondent.

PROOF OF SERVICE

The undersigned hereby certifies that on May 14, 2026, a copy of Respondent's Request for a third extension of time to file its Response to this Court's Order of April 30, 2026 was served on Appellant's Counsel via email to counsels' individual AIS email addresses as follows:

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Respectfully,

BUNDY MCDONALD, LLC

/s M. Brent McDonald

Bundy McDonald, LLC

W.H. Bundy, Jr., Esquire (SC Bar No. 1012)

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