

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

Appeal from Charleston County  
Court of Common Pleas  
J.C. Nicholson, Jr., Circuit Court Judge

71185

Civil Action No. 2012-CP-10-03870  
Appellate Case No. 2013-001449

Peter T. Phillips and Summar C. Phillips,

Respondents,

v.

Omega Flex, Inc., John Wieland Homes and Neighborhoods of the Carolinas, Inc.,  
AAA Plumbing, Fogel Services, Inc., Charleston LEC, Inc., Defendants,

Of whom John Wieland Homes and Neighborhoods of the Carolinas, Inc. is the

Appellant,

And Omega Flex, Inc., AAA Plumbing, Fogel Services, Inc.,  
Charleston LEC, Inc., are the

Respondents  
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**MOTION FOR EXTENSION BY  
RESPONDENT OMEGA FLEX, INC.**

**SC Court of Appeals**

Pursuant to Rule 240, SCACR, the Respondent Omega Flex, Inc. moves for a ten-day extension of time to file and serve its initial brief and additional designations. In support of the motion, the Respondent would state:

1. The Appellant's Initial Brief and Designations were served on December 2, 2013;

2. The Respondent Omega Flex made a previous request for extension by letter, which was granted by order filed January 10, 2014, in which the Court gave the Respondent Omega Flex, Inc. a 30-day extension to February 3, 2014, in which to file and serve its initial brief and additional designations;

3. By order filed December 31, 2013, the Court also gave the Respondents Phillips, a 30-day extension to February 3, 2014, in which to file and serve their initial brief and additional designations;

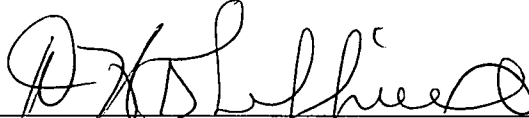
4. Due to other appeal deadlines and commitments in addition to the extended winter weather closings during the past week experienced by the undersigned who is based in Columbia, we have not been able to complete the brief; and

5. We have contacted Counsel for the other Parties and have received consent from Counsel for Appellant/Defendant John Wieland Homes, and all Respondents.

Wherefore, for good cause shown, the Respondent Omega Flex respectfully requests that the Court grant a 10-day extension until February 13, 2014, to file and serve its initial Respondent's brief and additional designations.

Respectfully submitted,

Hood Law Firm, LLC



Robert H. Hood, Jr. (SC #13491)

A. Walker Barnes (SC #78485)

Deborah H. Sheffield, *Of Counsel* (SC #2757)

172 Meeting Street ~ P.O. Box 1508

Charleston, South Carolina 29402

Phone: (843) 577-4435 Facsimile: (843) 722-1630

**Attorneys for the Respondent**

**Omega Flex, Inc.**

February 3, 2014

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**Certificate of Service**

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I certify that on this 3rd day of February 2014, a copy of the foregoing Motion for Extension by Omega Flex, Inc. was served on all Parties by depositing said copy in the U.S. Mail, with sufficient first class postage, addressed to their Counsel of Record of as listed below:


John Francis McKenzie  
Robert A. McKenzie  
Amanda Nicole Pittman  
P.O. Box 58  
Columbia, SC 29202-0058  
Attorneys for the Respondents  
Peter and Summar Phillips

Everett Augustus Kendall, II  
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R. Patrick Flynn  
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Attorneys for Respondent Charleston  
LEC

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George Trenholm Walker  
John Phillips Linton, Jr.  
P. O. Drawer 22247  
Charleston, SC 29413  
Attorneys for Appellant



HOOD LAW FIRM, LLC  
Deborah H. Sheffield, *Of Counsel* (SC #2757)  
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**Attorneys for the Respondent**  
**Omega Flex, Inc.**

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**SC Court of Appeals**

February 3, 2014

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

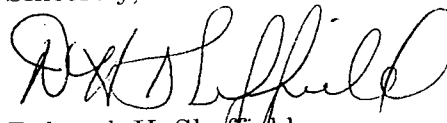
RE: Peter T. Phillips v. Omega Flex, Inc., et al  
Appellate Case No. 2013-001449

Dear Clerk:

The Respondents' briefs and additional designations are due today, February 3, 2014. I am enclosing a motion for extension (original and 6 copies) seeking an additional 10-day until February 13, 2014. As indicated, Counsel for Appellants and all Respondents have consented. I am enclosing a check for the \$25.00 filing fee and I am serving other counsel of record of this motion by copy of this letter as evidenced by my Certificate of Service.

Thank you for your consideration of this request.

Sincerely,



Deborah H. Sheffield

cc:  
John Francis McKenzie  
Robert A. McKenzie  
Amanda Nicole Pittman  
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Columbia, SC 29202-0058

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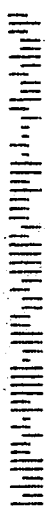
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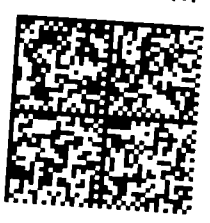
**SC Court of Appeals**



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The Hon. Jenny Abbott Kitchings  
Clerk, SC Court of Appeals  
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