

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

71687

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

Alexander S. Macaulay, Presiding Judge Seventh Judicial Circuit

Appellate Case No. 2013-001404

Stoneledge At Lake Keowee Owners' Association, Inc., C. Dan Carson, Jeffrey J. Dauler, Joan W. Davenport, Michael Furnari, Donna Furnari, Jessy B. Grasso, Nancy E. Grasso, Robert P. Hayes, Lucy H. Hayes, Ty Hix, Jennifer D. Hix, Paul W. Hund, III, Ruth E. Isaac, Michael D. Plourde, Mary Lou Plourde, Carol C. Pope, Steven B. Taylor, Bette J. Taylor, and Robert White, Individually and on Behalf of All others similarly situated, Plaintiffs,

IMK Development Co., LLC, Keowee Townhouses, LLC, Ludwig Corporation, LLC, SDI Funding, LLC, Medallion at Keowee, LLC, Bradford D. Seckinger, John Ludwig, Larry D. Lollis, William C. Cox, Integrys Keowee Development, LLC, Marick Home Builders, LLC, M Group Construction and Development, LLC, Bostic Brothers Construction, Inc., Rick Thoennes, Mel Morris, Joe Bostic, Jeff Bostic, Clear View Construction, LLC, Michael Franz, MHC Contractors, Miguel Porras Choncoas, Builders First Source-Southeast Group, Mike Green, Southern Concrete Specialties, Carl Compton d/b/a Compton Enterprize a/k/a Compton Enterprises, Gunter Heating & Air, All Pro Heating, A/C & Refrigeration, LLC, Coleman Waterproofing, Heyward Electrical Services, Inc., Tinsley Electrical, LLC, Hutch N Son Construction, Inc., Carl Catoe Construction, Inc., T.G. Construction, LLC, Delfino Construction, Francisco Javier Zarate d/b/a Zarate Construction, Alejandro Avalos Cruz, Herberto Acros Hernandez, Martin Hernandez-Aviles, Francisco Villalobos Lopez, Ambrosio Martinez-Ramirez, Ester Moran Mentado, Socorro Castillo Montel, Upstate Utilities, Inc., Southern Basements, Inc., MJG Construction and Homebuilders, Inc. d/b/a MJG Construction, KMAC, Inc., d/b/a KMAC North Carolina, Eufacio Garcia, Everado Jarmamillio, Garcia Parra Insulation, Inc., J&J Construction, Jose Nino, Jose Manuel Garcia, Eason Construction, Inc., and Vincent Morales d/b/a Morales Masonry, Miller/Player & Associates, Defendants,

Of whom Marick Home Builders, LLC and Rick Thoennes are the Appellants,

And Builders First Source-Southeast Group, Southern Concrete Specialties, Inc., Clear View Construction, LLC and Michael Franz are the Respondents,

Bostic Construction, Inc., Third Party Plaintiffs,

v.

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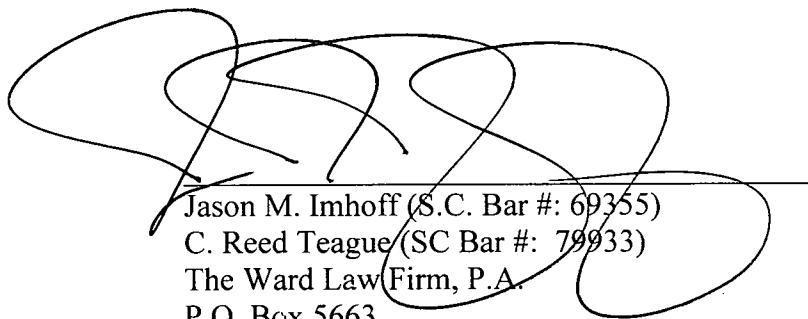
SC Court of Appeals

Southern Stone, Inc., and Buck Smith Construction, Third Party Defendants

MOTION FOR EXTENSION OF TIME

Pursuant to Rule 263 of South Carolina Appellate Court Rules, the Appellant, Marick Home Builders, LLC and Rick Thoennes, hereby move for an extension of time in which to file their Reply Briefs to all of Respondents' Initial Briefs ten (10) days after the last Respondent files its Initial Brief. This appeal involves multiple parties (Builders First Source-Southeast Group, Southern Concrete Specialties, Inc., Clear View Construction, LLC and Michael Franz). The Appellants received the Initial Brief of Clear View Construction, LLC and Michael Franz on March 19, 2014. Appellants seek a ten (10) day extension of time to file their Reply Brief to All Respondents' Initial Brief at the same time from the time Appellants have received the last of the Initial Briefs from Respondents.

The deadline for this request be held in abeyance until such time as the court rules upon this Motion.



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ATTORNEYS FOR THE APPELLANTS

March 20, 2014

RESPONDENTS' COUNSEL OF RECORD:

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Keowee Owners' Association, Inc. (Plaintiffs)*

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Of whom Marick Home Builders, LLC and Rick Thoennes are the Appellants,

And Builders First Source-Southeast Group, Southern Concrete Specialties, Inc., Clear View Construction, LLC and Michael Franz are the Respondents,

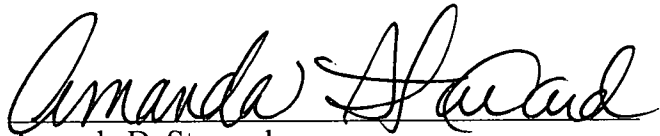
Bostic Construction, Inc., Third Party Plaintiffs,

v.

Southern Stone, Inc., and Buck Smith Construction, Third Party Defendants

PROOF OF SERVICE

I certify that I have served Appellants Marick Home Builders, LLC and Rick Thoennes' Motion for Extension of Time to Reply to Respondents Clear View Construction, LLC and Michael Franz's Initial Brief by depositing a copy of it in the United States Mail, First Class postage prepaid, on March 20, 2014, addressed to Respondents' attorneys of record, Michael B.T. Wilkes, Esquire and Lindsay L. Builder, Esquire, 127 Dunbar Street, Suite 200 Spartanburg, SC 29306 (attorney for Clear View Construction, LLC and Michael Franz), Mason A. Goldsmith, Esquire, PO Box 1887, Greenville, SC, 29602 (attorney for Southern Concrete Specialties), Robert T. Lyles, Jr., Esquire, PO Box 773, Charleston, SC, 29401 (attorneys for Plaintiffs) and David A. Root, Esquire, PO Box 13897, Charleston, SC, 29422 (attorney for Builders FirstSource)



Amanda D. Steward
Paralegal to Jason M Imhoff

March 21, 2014

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March 20, 2014

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re *Stoneledge at Lake Keowee Owners' Association, Inc., et al. vs. IMK
Development Co., LLC, et al. vs. Michael Franz, et al.
Appellate Case No. 2013-001404*

Dear Ms. Kitchings,

Enclosed for filing is the original and seven (7) copies of Appellants' Motion for Extension of Time in which to file their Reply Brief to all of Respondents' Initial Briefs. The current deadline for the Reply to Clear View Construction, LLC and Michael Franz's Initial Brief is March 28, 2014.

Appellant requests this extension so that it may file any replies to all of Respondents' Initial Brief at the same time.

Also enclosed is our firm's check in the amount of \$25.00 to cover the filing fee for the motion and the original and one copy of the Proof of Service upon opposing counsel.

Please file-stamp and return the extra copies in the envelope provided for your convenience. Opposing counsel is being served the same by copy of this letter.

Sincerely,


Jason M. Imhoff

JMI/ads
Enclosure

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MAR 25 2014

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
March 20, 2014
Page 2

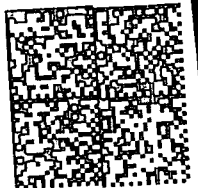
cc: Michael B.T. Wilkes, Esquire
David A. Root, Esquire

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