

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

71990

The Honorable Clifton Newman, Circuit Court Judge

Case No.: 2011-CP-23-63768
Appellate Case No.: 2013-001843

RECEIVED

APR 24 2014

Kevin McCarthy and Courtney E. McCarthy,
Appellants,

SC Court of Appeals

v.

Keowee Falls Investment Group, LLC, The Cliffs Communities, LLC
d/b/a The Cliffs at Keowee Falls South, Cliffs Real Estate, Inc., The
Cliffs Golf and Country Club, Inc., and S&ME, Inc.

Of Whom

S&ME, Inc. is Respondent.

APPELLANTS' MOTION FOR EXTENSION OF TIME
TO FILE SUPPLEMENTAL DESIGNATION OF MATTER

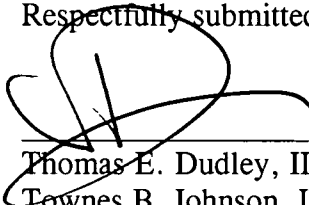
Pursuant to Rule 240, SCACR, Appellants, Kevin McCarthy and Courtney E. McCarthy (collectively "Appellants"), hereby request that the Court grant Appellants a thirty (30) day extension in which to file their Supplemental Designation of Matter in the above captioned matter. Currently, Appellants' submitted their Supplemental Designation of Matter on April 8, 2014, which was outside the filing deadline. Counsel for Appellants believes that the requested extension will neither prejudice the parties nor unduly delay this appeal. Counsel for Appellants is making this request because they want to include the Supplemental

Designation of Matter in the Record on Appeal and need the extension for the Court to consider same. Counsel for Appellants would request that if this Motion is granted, the Court accept the Supplemental Designation of Matter that has already been submitted to the Court on April 8, 2014 and not require Appellants to re-serve same.

It is further requested that all time be held in abeyance during the pendency of this motion.

No memorandum in support of this motion is being filed as it is counsel's belief that such memorandum would not aid the Court in ruling on the motion.

Respectfully submitted,



Thomas E. Dudley, III (SC Bar # 66154)
Townes B. Johnson, III (SC Bar # 75412)
Kenison, Dudley & Crawford, LLC
704 East McBee Avenue
Greenville, SC 29601
(864) 242-4988

Attorneys for Appellants

April 22, 2014
Greenville, SC

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Clifton Newman, Circuit Court Judge

Appellate Case No.: 2013-001843
(Trial Court Case No.: 2011-CP-23-63768)

Kevin McCarthy and Courtney E. McCarthy, Appellants,

v.

Keowee Falls Investment Group, LLC, The Cliffs Communities, LLC
d/b/a The Cliffs at Keowee Falls South, Cliffs Real Estate, Inc., The
Cliffs Golf and Country Club, Inc., and S&ME, Inc. Defendants,

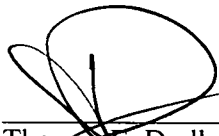
Of Whom

S&ME, Inc. is Respondent.

PROOF OF SERVICE

The undersigned hereby certifies that a true copy of the Appellants' Motion for Extension of Time to file their Supplemental Designation of Matter in the above-referenced case has been served on all parties of record by mailing a copy of same in the United States mail, postage prepaid this 22 day of April, 2014, addressed as follows:

Stephanie H. Burton
Gibbes Burton, LLC
308 East Saint John Street
Spartanburg, SC 29302
Attorney for Respondent



Thomas E. Dudley, III (SC Bar # 66154)
Townes B. Johnson, III (SC Bar # 75412)
Kenison, Dudley & Crawford, LLC
704 East McBee Avenue
Greenville, SC 29601
(864) 242-4988

Attorneys for Appellants

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SC Court of Appeals

KENISON.DUDLEY & CRAWFORD, LLC

A T T O R N E Y S A T L A W

KEVEN K. KENISON
(1964-2013)

THOMAS E. DUDLEY, III
Practicing Attorney in South Carolina and North Carolina

JOHN T. CRAWFORD, JR.
Practicing Attorney in South Carolina

M. STOKELY HOLDER
Practicing Attorney in South Carolina

TOWNES B. JOHNSON, III
Practicing Attorney in South Carolina

F. LEE PRICKETT, III
Practicing Attorney in South Carolina

April 22, 2014

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

Re: Kevin McCarthy, et al. vs. S&ME, Inc., et al.
Appellate Case No.: 2013-001843


To Whom It May Concern:

Pursuant to the Court's letter of April 17, 2014, please find enclosed an original and six (6) copies of Appellants' Motion to Extend the Time to File their Supplemental Designation of Matter with Certificate of Service in the above referenced matter, as well as our check in the sum of \$25.00 as and for the filing fee.

Thank you for your assistance in this matter and please do not hesitate to contact our office if you have any questions.

Very truly yours,

KENISON, DUDLEY & CRAWFORD, LLC



Helen Cotrone
Legal Assistant

Enclosures

cc: Stephanie H. Burton
Kevin & Courtney McCarthy

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SC Court of Appeals

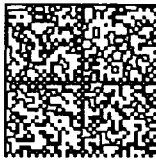
GREENVILLE
704 East McBee Avenue ▪ Greenville, South Carolina 29601
Phone 864.242.4899 ▪ Fax 864.242.4844

CHARLESTON
534 B Oristo Ridge ▪ Edisto Beach, South Carolina 29438
Phone 843.869.1000

ATLANTA
1130 Hurricane Shoals Road ▪ Suite 600 ▪ Lawrenceville, Georgia 30043
Phone 770.513.6400 ▪ Fax 770.518.6577



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