

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2013-CP-40-2655  
Appellate Case No. 2014-000963

73365  
**RECEIVED**

AUG 27 2014

**SC Court of Appeals**

Allen Patterson, Steve Tilton, Richard Sendler, Lincoln Privette, Marc Ellis, Joey Carter, Barry Davis, Michael Nieri, Allen Patterson Residential LLC, Tilton Group, Sendler Construction Co., Inc., Privette Enterprises, Ellis Construction Co., Inc., The Barry Davis Company, Inc., Great Southern Homes, and J. Carter, LLC, on behalf of themselves and others similarly situated  
..... Appellants,

v.

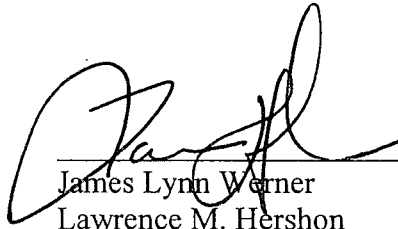
Herb Witter, Colin Campbell, Eddie Weaver, Tom Markovich, Keith Smith, Jim Gregorie, individually and as Trustees of the South Carolina Home Builders Self Insurers Fund, and the South Carolina Home Builders Self Insurers Fund..... Respondents,

**RESPONDENTS' MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF**

NOW COMES the Respondents pursuant to 240(a), SCACR, and respectfully request an extension of time of thirty (30) days within which to file their Initial Brief.

As a result of Respondents' counsels' work schedule and the timing of the due date falling just after the Labor Day holiday, Respondents respectfully contend that good cause exists for an extension of time to file their Initial Brief as Respondents. In addition, Appellants requested and received extensions to their Initial Brief deadline.

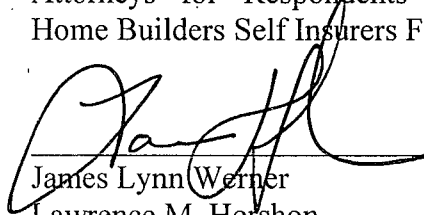
WHEREFORE, Respondents respectfully request an order granting an extension of thirty (30) days to file their Initial Brief, up to and including October 3, 2014.



James Lynn Werner  
Lawrence M. Hershon  
Parker Poe Adams & Bernstein LLP  
P. O. Box 1509  
Columbia, South Carolina 29202  
Telephone: 803-255-8000  
Facsimile: 803-255-8017  
jimwerner@parkerpoe.com  
lawrencehershon@parkerpoe.com

William W. Wilkins  
Burl F. Williams  
Nexsen Pruet, LLC  
Post Office Drawer 10648  
Greenville, South Carolina 29603  
Telephone: 864-282-1199  
Facsimile: 864-477-2699  
bwilkins@nexsenpruet.com  
bwilliams@nexsenpruet.com

Attorneys for Respondents the South Carolina  
Home Builders Self Insurers Fund.



James Lynn Werner  
Lawrence M. Hershon  
Parker Poe Adams & Bernstein LLP  
P. O. Box 1509  
Columbia, South Carolina 29202  
Telephone: 803-255-8000  
Facsimile: 803-255-8017  
jimwerner@parkerpoe.com  
lawrencehershon@parkerpoe.com

Pope D. Johnson, III  
Johnson & Barnette, LLP  
P. O. Drawer 11209  
Columbia, SC 29211-1209  
Telephone: 803-799-9791  
Facsimile: 803-253-6084  
pdjohnson@johnsonbarnette.com

Attorneys for Respondents Herb Witter, Colin  
Campbell, Eddie Weaver, Tom Markovich, Keith  
Smith and Jim Gregorie, individually and as

Trustees of the South Carolina Home Builders Self  
Insurers Fund

August 27, 2014  
Columbia, South Carolina



Lawrence M. Hershon  
Associate  
Telephone: 803.253.8918  
Direct Fax: 803.255.8017  
lawrencehershon@parkerpoe.com

Charleston, SC  
Charlotte, NC  
Columbia, SC  
Raleigh, NC  
Spartanburg, SC

August 27, 2014

**Via Hand Delivery**

Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29211

**RECEIVED**

AUG 27 2014

**SC Court of Appeals**

**Re: *Allen Patterson et al. vs. Herb Witter et al.*  
Appellate Case No. 2014-000963**

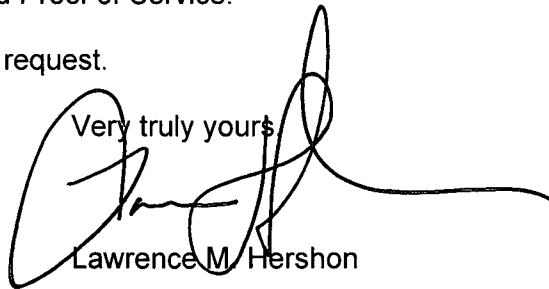
Dear Ms. Kitchings:

Enclosed are an original and seven copies of Respondents' Motion for Extension of Time to File Initial Brief, an original and one copy of the Proof of Service, and our firm check in the amount of \$25.00 in the above-referenced lawsuit. Please return a file-stamped copy of the Respondents' Motion and Proof of Service to my courier.

By copy of this I am serving counsel for the Appellants as well as counsel for the Respondents with a copy of the Motion and Proof of Service.

Thank you for your attention to this request.

Very truly yours,



Lawrence M. Hershon

LMH:dmc  
Enclosure

cc: James E. Bradley, Esq. (w/enc.) – via U.S. Mail  
S. Jahue Moore, Esq. (w/enc.) – via U.S. Mail  
Pope D. Johnson, III, Esq. (w/enc.) – via U.S. Mail  
William W. Wilkins, Esq. (w/enc.) – via U.S. Mail  
Burl F. Williams, Esq. (w/enc.) – via U.S. Mail

PPAB 2543118v1