

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

SEP 23 2014

**SC Court of Appeals**

13630

APPEAL FROM LEXINGTON COUNTY  
In the Court of Common Pleas

William P. Keesley, Presiding Judge

Appellate Case No. 2014-001519

McGuinn Construction Management, Inc.,.....Appellant,

v.

Saul Espino and Mara Espino,.....Respondents,

and

Saul Espino and Mara Espino,.....Respondents,

v.

Gates Commons, LLC, S. Wade McGuinn, Individually,  
and Town of Lexington, .....Defendants,

Of whom Town of Lexington is.....Appellant.

**MOTION FOR EXTENSION OF TIME TO FILE APPELLANT’S INITIAL  
BRIEF AND DESIGNATION OF MATTER**

The undersigned, as counsel for Appellant McGuinn Construction Management, Inc., hereby moves for a Thirty (30) day extension of time to file its Initial Brief(s) and Designation of Matter. This Motion is made on the grounds that John C. Bradley, Jr., the undersigned counsel for Appellant McGuinn Construction Management, Inc. will be out of the country on Personal Vacation beginning Tuesday, September 30th and because of this vacation, additional time is needed to prepare and file the Initial Brief(s) and

Designation of Matter. This extension request is not intended for purposes of delay. Further, there would be no prejudice to the parties by an extension of time. By the undersigned's calculations the extension, if granted, would extend Appellant's deadline for filing the initial brief and designation of matter to Tuesday, November 5, 2014. Appellant will not request any additional time to prepare and file its Initial Brief and Designation of Matter beyond that date.

WHEREFORE, Appellant respectfully prays that this Court extend the deadline for the service and filing its Initial Brief(s) and Designation of Matter to November 5, 2014.

Respectfully submitted,



By: \_\_\_\_\_

S. Jahue Moore  
John C. Bradley, Jr.  
MOORE TAYLOR LAW FIRM, PA  
1700 Sunset Boulevard  
West Columbia, SC 29169  
803-796-9160  
803-791-8410 (Fax)  
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Attorneys for Appellant McGuinn  
Construction Management, Inc.

West Columbia, SC  
September 22, 2014

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Of whom Town of Lexington is.....Appellant.

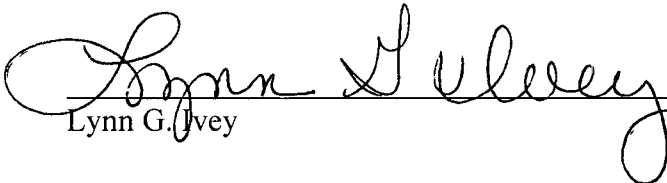
**PROOF OF SERVICE**

I, Lynn G. Ivey, an employee of Moore Taylor Law Firm, P.A., certify that I have on this day effected service of the below Motion for Extension of Time to File Appellant’s Initial Brief and Designation of Matter upon counsel of record, by placing a copy of same in the United States mail in an envelope with sufficient postage affixed thereto, addressed as listed below.

Andrew F. Lindemann  
Davidson & Lindemann, P.A.  
P.O. Box 8568  
Columbia, SC 29202-8568

Andrew A. Aun  
Aun & McKay, P.A.  
P. O. Box 3568  
Irmo, SC 29063

DOCUMENT(S): 1. Motion for Extension of Time to File Appellant's Initial  
Brief and Designation of Matter

  
Lynn G. Ivey

West Columbia, South Carolina  
September 23, 2014



S. Jahue Moore†  
 J. Mark Taylor\*  
 C. Vance Stricklin, Jr.  
 James Edward Bradley†  
 Sheila McNair Robinson  
 Robert D. Hazel  
 Christian G. Spradley  
 C. David Sawyer, Jr.  
 William H. Edwards  
 Stanley L. Myers  
 Jane H. Downey\*  
 S. Jahue Moore, Jr.  
 John C. Bradley, Jr.  
 Melissa K. Moore  
 William B. Fortino  
 Ralph Nichols Riley, Jr.  
 M. Brooks Biediger  
 Amber Cary Fulmer  
 Sarah Taylor Cassidy  
 Margaret "Meg" Hazel  
 Billy C. Coleman (Ret.)

September 22, 2014

The Honorable Jenny Abbott Kitchings  
 Court of Appeals Clerk of Court  
 P.O. Box 11629  
 Columbia, SC 2921  
**VIA HAND DELIVERY**

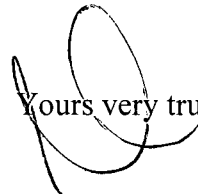
RE: McGuinn Construction Management, Inc., Appellant, v.  
 Saul Espino and Mara Espino, Respondents.  
 And  
 Saul Espino and Mara Espino, Respondents, v.  
 Gates Commons, LLC, S. Wade McGuinn, Individually, and Town  
 of Lexington, Defendants,  
 Of whom Town of Lexington is the Appellant  
 Appellate Case No. 2014-001519

Dear Ms. Kitchings:

Enclosed for filing please an original and seven copies of Appellant's Motion for Extension of Time to File and Serve Its Initial Brief and Designation of Matter to be Included in Record on Appeal. In addition, our check for \$25.00 for costs associated with this filing is also enclosed. This extension is necessitated by the fact that John C. Bradley, Jr., who will be preparing the Brief and Designation, will be out of the country on a long scheduled vacation beginning Tuesday, September 30th and additional time will be necessary for him to prepare the Brief once he returns to the United States.

Thank you in advance for your assistance in this matter.

With kindest regards I am,

  
 Yours very truly,

John C. Bradley, Jr.

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**SC Court of Appeals**

Enclosures

cc w/encl.: Andrew A. Aun, Esquire (Counsel for Plaintiffs/Defendants Espino)  
 Bradford T. Cunningham, Esquire (Counsel for Defendant Town of Lexington)  
 Andrew F. Lindemann, Esquire (Counsel for Gates Commons, LLC)

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