

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM OCONEE COUNTY
Court of Common Pleas

SC Court of Appeals

174691

Alexander S. Macaulay, Presiding Judge Seventh Judicial Circuit

Appellate Case No. 2013-001403

Stoneledge At Lake Keowee Owners' Association, Inc., C. Dan Carson, Jeffrey J. Dauler, Joan W. Davenport, Michael Furnari, Donna Furnari, Jessie 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, Integrys Keowee Development, LLC, Marick Home Builders, LLC, Bostic Brothers Construction, Inc., Miller/Player & Associates, John Ludwig, 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, Heriberto Acros Hernandez, Martin Hernandez-Aviles, Francisco Villalobos Lopez, Ambrosio Martinez-Ramirez, Ester Moran Mentado, Socorro Castillo Montel, Upstate Utilities, Inc., MJG Construction and Homebuilders, Inc. d/b/a MJG Construction, KMAC of the Carolinas, Inc., Eufacio Garcia, Everado Jarmamillo, Garcia Parra Insulation, Inc., J&J Construction, Jose Nino, Jose Manuel Garcia, Eason Construction, Inc., and Vincent Morales d/b/a Morales Masonry/Player & Associates,Defendants

Of Defendants, Marick Home Builders, LLC and Rick ThoennesAppellants,

Of Defendants, Clear View Construction, LLC and Michael Franz.....Respondents

MOTION FOR CONTINUANCE

Appellants move the Court for an order continuing oral arguments of the above-captioned case which are currently scheduled during the January 7, 2015 term of court. Counsel for the Appellants seek this continuance due to counsel for Appellants' family medical issues occurring next week. Based upon the above reason, Appellants seek a continuance of the oral arguments scheduled in this matter. The Court's time and consideration in this matter is greatly appreciated.



Jason M. Imhoff (S.C. Bar #: 69355).
C. Reed Teague (SC Bar #: 79933)
The Ward Law Firm, P.A.
P.O. Box 5663
Spartanburg, SC 29304
Telephone (864) 582-3075
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ATTORNEYS FOR THE APPELLANTS

January 2, 2015

RESPONDENTS' COUNSEL OF RECORD:

Michael B.T. Wilkes, Esquire
Lindsay L. Builder, Esquire
Wilkes Law Firm, PA
127 Dunbar Street, Suite 200
Spartanburg, SC 29306
Attorneys for Respondents Clear View Construction, LLC and Michael Franz

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Lyles & Lyles, LLC
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Charleston, SC 29401
Attorneys for Respondents Clear View Construction, LLC and Michael Franz

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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, Eufacion 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 Clear View Construction, LLC, and Michael Franz are Respondents.

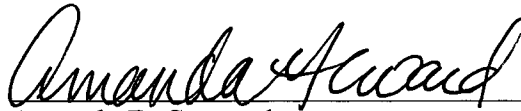
Bostic Construction, Inc., Third Party Plaintiffs,

v.

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

PROOF OF SERVICE

I certify that I have served the Motion for Continuance on Respondents by depositing a copy of it in the United States Mail, First Class postage prepaid, on January 2, 2015, addressed to Respondents' attorneys of record, Michael B.T. Wilkes, Esquire and Ellen S. Cheek, Esquire, 127 Dunbar Street, Suite 200 Spartanburg, SC 29306 (attorney for Clear View Construction, LLC and Michael Franz.) and Robert T. Lyles, Jr., Esquire, PO Box 773, Charleston, South Carolina, 29401



Amanda D. Steward
Paralegal to Jason M. Imhoff

January 2, 2015

RESPONDENTS' COUNSEL OF RECORD:

Michael B.T. Wilkes, Esquire
Ellen S. Cheek, Esquire
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127 Dunbar Street, Suite 200
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Attorneys for Respondents Clear View Construction, LLC and Michael Franz

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P. O. Box 773
Charleston, SC 29401

Attorneys for Respondents Clear View Construction, LLC and Michael Franz

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January 2, 2015

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1205 Pendleton Street
Columbia, SC 29201

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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. 2013-001403

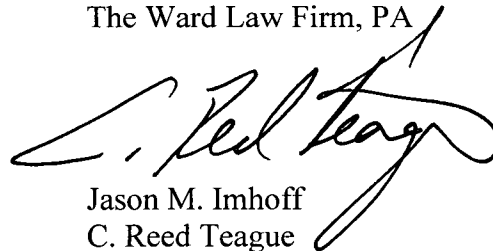
Dear Ms. Kitchings,

Please find enclosed an original and seven (7) copies of Appellates Marick Home Builders, LLC and Rick Thoennes' Motion for Continuance in the above referenced matter. By a copy hereof, I am serving the same upon the Respondents' counsel with a Proof of Service. If you need anything further, please feel free to give me a call.

Thank you for your assistance in this matter.

Sincerely,

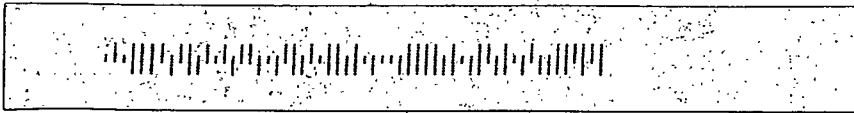
The Ward Law Firm, PA



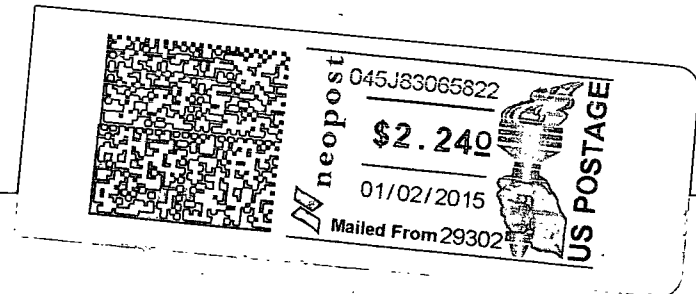
Jason M. Imhoff
C. Reed Teague

CRT/ads
Enclosure

cc: Robert T. Lyles, Jr., Esquire
Michael BT Wilkes, Esquire
Ellen S. Cheeks, Esquire



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