

~~75578~~
75578

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

Case No. 2014-002765

RECEIVED

APR 02 2015

SC Court of Appeals

Oscar Mendiondo, individually and as representative of a class of similarly situated owners of condominium units in the horizontal property regime known as Shipwatch Condominiums,Appellants

v.

Carolina Concrete Systems, Inc.; Sisnroy Engineering, LLC, Robert G. Sisnroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc ; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corp; W C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC, Acrocrete, Inc.; BASF Corp; Gary Freeman Architect, Inc ; Gary Freeman, individually; Defendants,

Of Which Carolina Concrete Systems, Inc.; Sisnroy Engineering, LLC, Robert G. Sisnroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc., Low Country Chimneys, Inc.; EFCO Corp, W.C Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp, Gary Freeman Architect, Inc.; Gary Freeman, individually, are Respondents

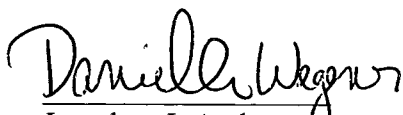
RESPONDENT FIRST EXTERIORS, LLC'S MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER

Comes Now the Respondent First Exteriors, LLC. (hereinafter "First Exteriors") and respectfully moves this Court for an Order pursuant to Rule 263(b) SCACR for a thirty

(30) day extension of time in which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal. First Exteriors was served with a copy of Appellant's Initial Brief in this matter via U.S. mail on March 4, 2015, therefore at present First Exteriors' initial brief is due on April 3, 2015. Counsel for First Exteriors seeks additional time for drafting its brief due to previously scheduled mediation and other scheduling conflicts. This motion is not made for the purpose of undue delay. Counsel for Appellant has consented to this request.

Accordingly, First Exteriors requests an Order extending the time to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal by thirty (30) days, or until May 4, 2015.

Respectfully submitted,



Jonathan J. Anderson
Danielle B Wegener
ANDERSON REYNOLDS &
STEPHENS, LLC
37 ½ Broad Street
P O Box 87
Charleston, SC 29402
843-723-0185
janderson@arslawsc.com
dwegener@arslawsc.com

AND

James H. Elliott, Jr
Richardson Plowden & Robinson, PA
40 Calhoun Street
Charleston, SC 29401
843-805-6550
jelliott@richardsonplowden.com

*Attorneys for Respondent
First Exteriors, LLC*

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

Case No. 2014-002765

Oscar Mendiondo, individually and as representative of a class of similarly situated owners of condominium units in the horizontal property regime known as Shipwatch Condominiums,Appellants

v.

Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC, Robert G Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corp; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp; Gary Freeman Architect, Inc.; Gary Freeman, individually;Defendants,

Of Which Carolina Concrete Systems, Inc.; Sisroy Engineering, LLC, Robert G. Sisroy, individually; Terrence J. McKelvey; Glasgow Roofing, Inc.; GlassTec, Inc.; Spectech, Inc.; Sonneborn, Inc.; Chimney Sweeps, Inc.; Low Country Chimneys, Inc.; EFCO Corp; W.C. Johnston Architectural Sales, Inc.; Charleston Glass Company, Inc.; First Exteriors, LLC; Acrocrete, Inc.; BASF Corp; Gary Freeman Architect, Inc.; Gary Freeman, individually; are Respondents

PROOF OF SERVICE

I certify that I have served Respondent First Exteriors, LLC's *Motion for Extension of Time to file Initial Brief and Designation of Matter to be Included in the Record on*

Appeal by depositing a copy in the U. S. mail, postage paid on March 31, 2015 and via electronic mail addressed to counsel of record as set forth below:

R. Patrick Flynn, Esquire
Robertson Hollingsworth & Flynn
177 Meeting Street, suite 300
Charleston, SC 29401
Attorney for Plaintiff/Appellant

David S. Cobb, Esquire
Turner Padgett Graham & Laney, PA
P O Box 22129
Charleston, SC 29413
*Attorney for Defendant/Respondent
Carolina Concrete Systems, Inc.*

R. Britton Kelly, Esquire
Rosen Rosen & Hagood, LLC
P O Box 893
Charleston, SC 29402
*Attorney for Defendant/Respondent W C
Johnston Architectural Sales, Inc*

Erin D. Dean, Esquire
Stacey P. Canaday, Esquire
Tupper Grimsley & Dean, PA
P O Box 2055
Beaufort, SC 29901
*Attorneys for Defendant/Respondent
GlassTec, Inc.*

L. Gregory Horton, Esquire
Adriane Belton, Esquire
Womble Carlyle Sandridge & Rice,
PLLC
P O Box 999
Charleston, SC 29402
*Attorneys for Defendant/Respondent
Acrocrete, Inc.*

R. Britton Kelly, Esquire
Rosen Rosen & Hagood
P O Box 893

Samia H. Nettles, Esquire
Richardson Plowden
40 Calhoun Street, Suite 220
Charleston, SC 29401

And
L. Dean Best, Esquire
Best Honeycutt, PA
P O Box 13466
Charleston, SC 29422
*Attorneys for Defendant/Respondent
Glasgow Roofing, Inc.*

Paul E. Sperry, Esquire
Tyler P. Winton, Esquire
Carlock Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401
*Attorneys for Defendant/Respondent Sisnroy
Engineering, LLC and Robert Sisnroy*

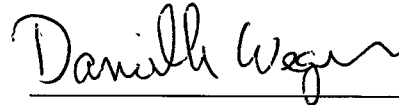
Amanda R. Maybank, Esquire
Marshall A. Earhart, Esquire
Maybank Law Firm, LLC
P O Box 12579
Charleston, SC 29422
*Attorneys for Defendant/Respondent
Charleston Glass Company*

David A. Root, Esquire
Kernodle Root & Coleman
P O Box 13897
Charleston, SC 29422
*Attorney for Defendant/Respondent BASF
Corp*

Michael Barfield, Esquire
Barnwell Whaley Patterson & Helms, LLC
P O Drawer H

Charleston, SC 29402
*Attorneys for Defendant/Respondent
EFCO Corp, Inc*

Charleston, SC 29402
*Attorneys for Defendant/Respondent Gary
Freeman*



Anderson Reynolds & Stephens, LLC
P O Box 87
Charleston, SC 29402

ANDERSON REYNOLDS & STEPHENS, LLC

ATTORNEYS AT LAW
37 ½ BROAD STREET
POST OFFICE BOX 87
CHARLESTON, SOUTH CAROLINA 29402

JONATHAN J. ANDERSON
LISA A. REYNOLDS
SHANNA M. STEPHENS
KATHERINE C. MIARS
CURTIS E. MARTIN
DANIELLE B. WEGENER

TEL 843-723-0185
FAX 843-723-0977
email dwegener@arslawsc.com

March 31, 2015

Via facsimile and U S mail

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

RECEIVED

APR 02 2015

SC Court of Appeals

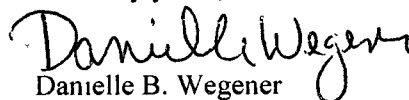
Re: Oscar Mendiondo, individually and as representative of a class of similar situated owners of condominium units in the horizontal property regime known as Shipwatch Condominiums v. Carolina Concrete Systems, Inc., et al
Case No.: 2012-CP-10-3858
Claim No.: 72-39-288720 (PEG)
ARS No 20120.38
Appellate Case No: 2014-002765

Dear Ms. Kitchings:

Please find enclosed, the original and seven (7) copies of Defendant/Respondent First Exteriors, LLC's Motion for Extension of Time to File Initial Brief, Designation of Matter to be included in the record on appeal and the Proof of Service to all counsel. Upon filing, please return one (1) clocked copy of the Motion and Proof of Service to me in the self-addressed, postage paid envelope enclosed. Also enclosed is our firm's check in the amount of \$25.00 for the corresponding fee.

Your assistance in this matter is greatly appreciated. With kindest regards, I am

Sincerely yours,


Danielle B. Wegener

DBW/jcd

Enclosures

cc All Counsel of Record
(via electronic mail & U S. mail)