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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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MAY 01 2015

SC Court of Appeals

Appeal From Lancaster County
Court of Common Pleas
R. Knox McMahon, Special Circuit Court Judge

Case No. 2015-00193

Concerned Riverchase Estate Owners, Andrew
Dodd, Heather Dodd and Charles Ratay Respondents,

v.

Riverchase Estates Property Owners
Assoc., Inc.; LGI Land SC, LLC; LGI
Holdings, LLC; LGI Development, Inc.;
and Lexon Insurance Company, Inc. are Appellants.

MOTION TO CONSOLIDATE

COMES NOW the appellants Riverchase Estates Property
Owners Assoc., Inc.; LGI Land SC, LLC; LGI Holdings, LLC; LGI
Development, Inc. and Lexon Insurance Company, Inc.
(collectively, "Appellants") through their undersigned counsel
and pursuant to Rules 214, 240 and 263(b), SCACR, and
respectfully request an order consolidating the above
captioned appeal ("Lead Case") with the companion case
Concerned Riverchase Estate Owners, Clark, Perry, Elder &
White versus Appellants and Woodforest Bank, N.A., Appellate
Case Number 2015-00194 ("Companion Case").

Counsel for Respondents in the Lead Case and Companion Case have been consulted and consent to consolidation.

The Lead Case and Companion Case both arise out of the same residential development; involve substantially the same claims and defenses; were heard together by the trial court; and have the same trial court orders as one case order incorporated the other orders by reference.

This Court previously granted an extension until May 1, 2015 on both the Lead Case and Companion Case. While requesting the initial thirty-day extension, Appellants mistakenly believed they had received all transcripts. The transcript from the first hearing on January 6, 2014 is being mailed but has not been received by mail as of the date of this Motion.

WHEREFORE, Appellants request the Court to consolidate the Lead Case and Companion Case for all purposes of the appeals. Appellants further request that the deadline for Appellants to file and serve the Initial Brief of Appellants and Designation of Matter to be Included in the Record on Appeal be thirty days from receipt of all transcripts in accordance with Rule 208, SCACR.

April 29, 2015

By: W. Chaplin Spencer, Jr.

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ATTORNEYS FOR APPELLANTS

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APPEAL FROM LANCASTER COUNTY
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v.

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Assoc., Inc.; LGI Land SC, LLC; LGI
Holdings, LLC; LGI Development, Inc.;
and Lexon Insurance Company, Inc. are Appellants.

PROOF OF SERVICE

I certify that I have served the Motion to Consolidate by
depositing a copy of it in the United States Mail, postage
prepaid, on April 29, 2015, addressed to council of record as
follows:

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Date: April 29, 2015

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April 29, 2015

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

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SC Court of Appeals

Re: Concerned Riverchase Estate Owners, et al. v. Riverchase
Estates Property Owners Association, Inc., et al.
Appellate Case No.: 2015-00193

Concerned Riverchase Estate Owners, et al. v. Riverchase
Estates Property Owners Association, Inc., et al.
Appellate Case No.: 2015-00194

Dear Ms. Kitchings:

Enclosed please find an original and seven copies of the Motion to Consolidate and Proof of Service in the above referenced matter along with a check in the amount of \$25.00 for the motion fee. Please file the originals with the records of your court and return the clocked copies in the enclosed envelope.

Thank you for your assistance in this matter.

Respectfully,

SPENCER & SPENCER, P.A.



W. Chaplin Spencer, Jr.

enclosures

cc: Chris Wren
J. Cameron Halford, Esq.
Tucker S. Player, Esq.
Leland Greeley, Esq.

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To: The Hon. Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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