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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Judge

Appellate Case No. 2014-002587  
Common Pleas Case Nos. 2012-CP-6974

RECEIVED

JUN 02 2015

SC Court of Appeals

S. Coley Brown.....Appellant,

v.

Spring Valley Homeowners Association, Inc.....Respondent.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE  
RESPONDENT'S INITIAL BRIEF AND DESIGNATION  
OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

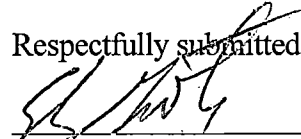
Ely O. Grote, Esq.  
Brown & Brehmer  
1720 Main Street, Suite 201  
P.O. Box 7966  
Columbia, SC 29202  
(803) 771-6600  
Attorneys for Respondent

Pursuant to Rule 263(b), SCACR, Respondent hereby moves for a 30-day extension of time in which to serve and file Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal. The grounds for this motion are that there is good cause to grant the requested extension as demonstrated by the following:

1. The deadline for service and filing of Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal is currently June 5, 2015.
2. This is the second extension that Respondent has sought this Appeal.
3. Appellant's counsel has consented to the requested extension, as evidenced by the email attached as **Exhibit A** and incorporated herein by reference.
4. The undersigned has had to incur significantly increased child care obligations due to his wife's illness lasting over one week and due to his wife's work and other commitments over the past month. Additionally, the undersigned had family obligations over Memorial Day Weekend, requiring out of state travel and time off from work. Further, the undersigned was ill with a bad cold for the past four days. All of which have limited the undersigned's availability and ability to prepare Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal.
5. Based on the foregoing, Respondent's counsel believes that there is good cause to grant the requested 30-day extension to July 6, 2015.

WHEREFORE, Respondent prays for an Order extending the time in which to serve and file Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal for 30 days.

Respectfully submitted,



Ely O. Grote, Esq.  
Brown & Brehmer  
1720 Main Street, Suite 201  
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Columbia, SC 29202  
(803) 771-6600  
Attorneys for Respondent

Columbia, South Carolina  
June 2, 2015

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Judge

Appellate Case No. 2014-002587  
Common Pleas Case Nos. 2012-CP-6974

S. Coley Brown.....Appellant,

v.

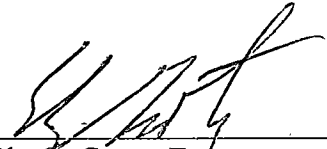
Spring Valley Homeowners Association, Inc.....Respondent.

PROOF OF SERVICE

I certify that I served the foregoing Motion for Extension by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

Andrew S. Radeker, Esq.  
Harrison & Radeker, P.A.  
P.O. Box 50143  
Columbia, SC 29250  
*Attorney for Appellant*

Charles A. Krawczyk, Esq.  
Finkel Law Firm, LLC  
P.O. Box 1799  
Columbia, SC 29202  
*Co-Counsel for Respondent*

  
\_\_\_\_\_  
Ely O. Grote, Esq.  
Brown & Brehmer  
1720 Main Street, Suite 201  
P.O. Box 7966  
Columbia, SC 29202  
(803) 771-6600  
Attorneys for Respondent

Dated: June 2, 2015

## Ely Grote

---

**From:** Drew Radeker <Drew@harrisonfirm.com>  
**Sent:** Tuesday, June 02, 2015 10:20 AM  
**To:** Ely Grote  
**Subject:** RE: Brown v. Spring Valley HOA

Of course, sir. I consent.

Drew Radeker

### **HARRISON & RADEKER, P.A.**

#### **ATTORNEYS AT LAW**

*Real Estate / Property Disputes · Foreclosure · Media Law · Zoning · Criminal Defense · Appeals  
Personal Injury · Consumer Law · Mediation/Arbitration · False Arrest · Commercial Litigation*

923 Calhoun Street, Columbia, South Carolina 29201  
Post Office Box 50143, Columbia, South Carolina 29250  
Telephone: (803) 779-2211  
Facsimile: (803) 779-6700

*This e-mail message contains confidential, privileged information intended solely for the addressee. Please do not read, copy or disseminate it unless you are the addressee. If you have received it in error, please call us (collect) at (803) 779-2211 and ask to speak with the message sender. Also, we would appreciate your forwarding the message back to us and deleting it from your system. Any tax information or written tax advice contained herein (including any attachments) is not intended to be and cannot be used by any taxpayer for the purpose of avoiding tax penalties that may be imposed on the taxpayer. (The foregoing legend has been affixed pursuant to U.S. Treasury Regulations governing tax practice.) Thank you.*

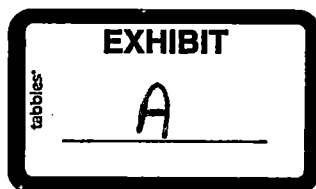
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**From:** Ely Grote [<mailto:eog@brownandbrehmer.com>]  
**Sent:** Tuesday, June 02, 2015 10:19 AM  
**To:** Drew Radeker  
**Subject:** Brown v. Spring Valley HOA

Drew:

Would you consent to a 2<sup>nd</sup> extension for the filing of Respondent's initial brief?

Ely O. Grote  
Attorney at Law  
Brown & Brehmer  
P.O. Box 7966  
Columbia, SC 29202  
Phone: (803) 771-6600  
Fax: (803) 252-1620



# BROWN & BREHMER

Attorneys at Law

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ROBERT C. BROWN  
KARL S. BREHMER  
E. DALE LANG, JR.  
L. DARBY PLEXICO, III  
ELY O. GROTE

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BOB.BROWN@BROWNaNDBREHMER.COM  
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ELY.GROTE@BROWNaNDBREHMER.COM

June 2, 2015

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JUN 02 2015

SC Court of Appeals

Via Hand Delivery

The Hon. Jenny Abbott Kitchings  
Clerk of Court, Court of Appeals of South Carolina  
Calhoun Building  
1220 Senate Street  
Columbia, SC 29201

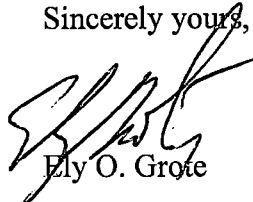
Re: *S. Coley Brown v. Spring Valley Homeowners' Association, Inc.*  
Appellate Case No.: 2014-002587  
Claim No.: 6139PE019484

Dear Ms. Kitchings:

Enclosed for filing please find an original and seven copies of a Motion for Extension of Time, together with Proof of Service and my firm's check in the amount of \$25.00. Kindly file these documents and provide a file-stamped copy to my runner.

By copy of this letter, I am serving a copy of this Motion upon all counsel of record. Should you have any questions or concerns, please do not hesitate to contact me. With warmest personal regards, I am

Sincerely yours,



Ely O. Grote

EOG/mmh

Enclosures

cc: Andrew S. Radeker, Esq. (w/Encl.)  
Charles A. Krawczyk, Esq. (w/Encl.)