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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Circuit Court Judge

Appellate Case No. 2015-001146
Trial Court Case No. 2013-CP-10-1225

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JUN 25 2015

SC Court of Appeals

Kiawah Resort Associates, L.P., a
Delaware limited Partnership, and KDP
II LLC, a South Carolina Limited
Liability Company,

Appellants,

v.

Kiawah Island Community Association,
Inc., a South Carolina Not-for-Profit
Corporation,

Respondents,

and Kiawah Property Owners Group,
Inc., and Inlet Cove Club Homeowners
Association, Inc.

Intervenors.

**APPELLANTS' MOTION TO EXTEND THE DEADLINE FOR THE
SUBMISSION OF APPELLANTS' INITIAL BRIEF AND DESIGNATION OF
MATTER**

Ellis R. Lesemann
Lesemann & Associates LLC
80 Alexander Street, Second Floor
Charleston, South Carolina 29403
(843) 724-5155

June 22, 2015

COME NOW Appellants Kiawah Resort Associates, L.P., and KDP II, LLC (“Appellants”), and hereby request an extension of time to file the Appellants’ Initial Brief and Designation of Matter in the above-captioned appeal. Appellants’ Initial Brief is currently due on Wednesday, July 8, 2015. With the extension of time requested herein, Appellants’ Initial Brief will be due on Friday, July 31, 2015. As grounds for this Motion, Appellants state as follows:


1. Appellants served the Notice of Appeal on counsel for Respondent and Intervenor on May 22, 2015. On May 22, 2015, Appellants made a formal request to order the transcript of the hearing on Plaintiffs’ Motion to Alter or Amend the Final Order, pursuant to Rule 207(a)(1) of the South Carolina Appellate Court Rules. Appellants received the transcript from the court reporter via U.S. Mail on Monday, June 8, 2015. According to Rule 208, SCACR, Appellants’ Initial Brief is due on Wednesday, July 8, 2015.

2. Due to obligations relating to other matters, including post-hearing submissions in an arbitration proceeding pending in Pittsburgh, Pennsylvania, the completion of discovery and trial preparations relating to a matter pending on the jury trial roster in Barnwell County, South Carolina for the week of July 13, 2015, counsel and Appellants anticipate that they will not have sufficient time to prepare and file Appellants’ Initial Brief.

3. The deadline for Appellants’ Initial Brief has not been previously extended. Furthermore, counsel for the Respondent and Intervenor have consented to the extension of time for Appellants to file their Initial Brief.

THEREFORE, Appellants respectfully request an extension of time to Friday, July 31, 2015, for Appellants to file their Initial Brief.

Respectfully submitted,

By: 

Ellis R. Lesemann, Esq. (SC Bar No. 15315)
Michelle A. Matthews, Esq. (SC Bar No. 100685)
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erl@lalawsc.com

**Attorneys for Appellants Kiawah Resort
Associates, L.P., and KDP II, LLC**

June 22, 2015
Charleston, South Carolina

CERTIFICATE OF SERVICE

I hereby certify that I have this date, mailed, postage prepaid, a true and correct copy of the **APPELLANTS' MOTION TO EXTEND THE DEADLINE FOR THE SUBMISSION OF APPELLANTS' INITIAL BRIEF AND DESIGNATION OF MATTER** to the following counsel of record:

Allison C. Jett, Esquire
Weissman Nowack Curry & Wilco
One Alliance Center, 4th Floor
3500 Lenox Road
Atlanta, GA 30326
Attorneys for Respondent Kiawah Island Community Association, Inc.

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Amy E. Armstrong, Esquire
S.C. Environmental Law Project
Post Office Box 1380
Pawleys Island, SC 29585
**Attorneys for Third-Party Intervenors Inlet Cove Homeowners Association, Inc.,
and Kiawah Island Property Owners Group**

By: 
Michelle A. Matthews

June 22, 2015
Charleston, South Carolina

LESEMANN & ASSOCIATES LLC

CIVIL LITIGATION | BUSINESS DISPUTES

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court of SC Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: *Kiawah Resort Associates, L.P., et al. Appellants, vs. Kiawah Island Community Association, Inc., Respondent*
Appellate Case No. 2015-001146

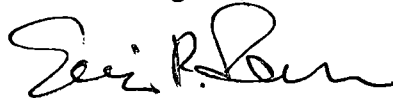
Dear Ms. Kitchings:

Enclosed for filing please find the original and six (6) copies of Appellants' Motion to Extend the Deadline for the Submission of Appellants' Initial Brief and Designation of Matter in connection with the above-referenced matter. Also enclosed is this firm's check made payable to the South Carolina Court of Appeals in the amount of Twenty Five and No/100 Dollars (\$25.00) representing the applicable filing fee.

Please file the original of this pleading with the Court and return a file-stamped copy to me in the self-addressed stamped envelope provided.

Thank you for your assistance with this matter.

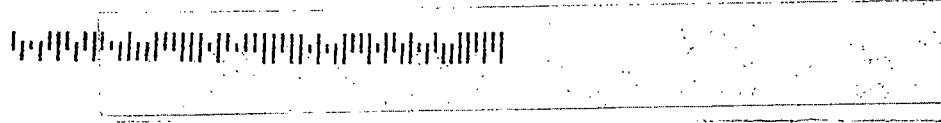
With best regards,



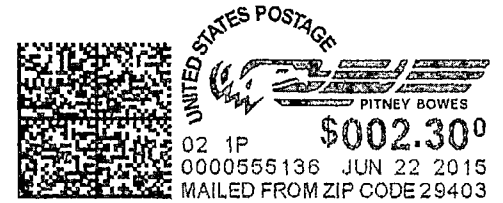
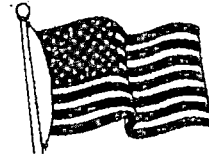
Ellis R. Lesemann

ERL/ajs

cc: Allison C. Jett, Esquire
Amy E. Armstrong, Esquire



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