

77254

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-in-Equity

Appellate Case No. 2015-001146

RECEIVED
SEP 14 2015
SC Court of Appeals

Kiawah Resort Associates, L.P., a Delaware Limited Partnership, and
Kiawah Development Partners II, Inc.,

Appellant-Respondents,

vs.

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

Respondent,

and

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

Respondent-Appellants.

**MOTION FOR EXTENSION OF TIME
FOR FILING REPLY BRIEF
OF RESPONDENT-APPELLANTS**

TO: ALL PARTIES AND THE COURT OF APPEALS:

PLEASE TAKE NOTICE that the Respondent-Appellants Kiawah Property Owners
Group, Inc. ("KPOG") and Inlet Cove Club Homeowners Association, Inc. ("Inlet Cove") hereby
move the Court of Appeals for an Order extending the time for filing their Initial Reply Brief.
The Initial Reply Brief is due on September 10, 2015, and Respondent-Appellants KPOG and

Inlet Cove seek an extension of ten (10) days, until September 21, 2015. The basis of this motion is as follows:

The Appellant-Respondents Kiawah Resort Associates (“KRA”) served its “Answering Brief” in response to Respondent-Appellant KPOG and Inlet Cove’s Initial Brief on August 31, 2015. Counsel received a copy of KRA’s response brief on Friday, September 4, 2015, leaving only three (3) business days in which to complete a reply brief.

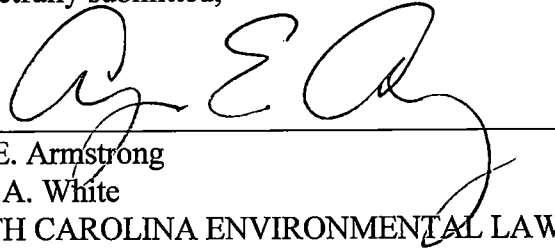
In addition to the delay in receipt of the KRA’s response brief, coupled with the fact that it was received on the eve of a three-day holiday weekend, counsel for Respondent-Appellants KPOG and Inlet Cove has had multiple conflicts since receipt of the brief that have prevented her from spending the time necessary to adequately and thoroughly respond to KRA’s brief. Those conflicts include counsel’s own brief responding to KRA’s opening brief; a motion for summary judgment which is due September 14, pursuant to a scheduling order; preparations for the organizations board retreat taking place September 11-12; and multiple meetings and conference calls scheduled over the past three days that would have been difficult or impossible to reschedule. All of these demands have taken significant time since KRA’s brief was received.

In addition, counsel’s firm is presently understaffed and relying on one support staff to manage the firm as well as support three attorneys. Counsel is in the process of hiring an additional support staff; however, the shortfall has required significant amounts of time from the undersigned.

Counsel for Respondent-Appellants KPOG and Inlet Cove has attempted to consult with counsel for the Appellant-Respondents KRA and KDP II and counsel for the Respondent KICA, but has not heard a response at the time of filing.

WHEREFORE, the Respondent-Appellants request that the Court of Appeals enter an order extending the time for filing their Initial Reply Brief until September 21, 2015.

Respectfully submitted,



Amy E. Armstrong
Jessie A. White
SOUTH CAROLINA ENVIRONMENTAL LAW
PROJECT

Mailing address: Post Office Box 1380
Pawleys Island, SC 29585

Office address: 430 Highmarket Street
Georgetown, SC 29440

Telephone (843) 527-0078

FAX (843) 527-0540

Counsel for Respondent-Appellants

Georgetown, South Carolina

September 10, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-in-Equity

Appellate Case No. 2015-001146

RECEIVED

SEP 14 2015
SC Court of Appeals

Kiawah Resort Associates, L.P., a Delaware Limited Partnership, and
Kiawah Development Partners II, Inc.,

Appellant-Respondents,

vs.

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

Respondent,

and

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

Respondent-Appellants.

CERTIFICATE OF SERVICE

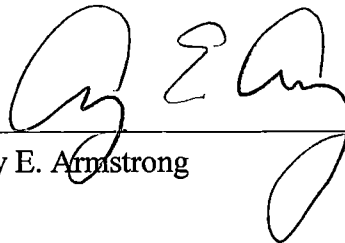
I hereby certify that on this date I served copies of the Motion for Extension of Kiawah Property Owners Group and Inlet Cove Club Homeowners Association by placing copies of same in the U.S. mail addressed to:

Ellis R. Lesemann, Esq.
80 Alexander Street, 2nd Floor
Charleston, SC 29403

Allison C. Jett, Esq.
One Alliance Center, 4th Floor
3500 Lenox Road
Atlanta, GA 30326

Georgetown, South Carolina
September 10, 2015

Amy E. Armstrong





The South Carolina Environmental Law Project

Lawyers for the Wild Side of South Carolina

a 501c3
non-profit organization

Amy E. Armstrong
Executive Director
Amelia A. Thompson
Staff Attorney
Jessie A. White
Staff Attorney

OFFICE ADDRESS
430 Highmarket Street
Georgetown, SC 29440

MAILING ADDRESS
P.O. Box 1380
Pawleys Island, SC 29585

(843) 527-0078
Fax (843) 527-0540
E-mail amy@scelp.org
amelia@scelp.org
jessie@scelp.org

BOARD OF DIRECTORS

Frances Close
Chairperson

John Barton, Esq.
John Mark Dean, PhD
Margaret D. Fabri, Esq.
Paula Feldman, PhD
Gary W. Poliakoff, Esq.
Leon Rice, Esq.
Robert Schofield
Greg VanDerwerker, MD
Nancy Vinson
Wendy Zara

BOARD MEMBER EMERITUS
Daryl Hawkins, Esq.

ADVISORY COUNCIL
Michael G. Corley, Esq.
Josh Eagle, Esq.

September 10, 2015

RECEIVED

SEP 14 2015

SC Court of Appeals

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

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

Dear Ms. Kitchings:

Enclosed for filing please find the original and seven (7) copies of the Motion for Extension of Time for filing the Reply Brief of Kiawah Property Owners Group and Inlet Cove Club Homeowners Association in the above-referenced matter, along with my certificate of service and filing fee.

Please return a clocked-in copy in the self-addressed, stamped envelope provided.

Thank you very much for your kind cooperation and assistance.

Yours very truly,

Amy E. Armstrong

cc: Ellis Lesemann, Esq.
Allison C. Jett, Esq.

**S.C. Environmental Law Project
Post Office Box 1380
Pawleys Island, SC 29585**



**Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211**

RECEIVED

SEP 14 2015
SC Court of Appeals

