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SC Court of Appeals 12-2

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

Alexander S. Macaulay, Presiding Judge Seventh Judicial Circuit

Case No. 2015-000392

Stoneledge at Lake Keowee Owners' Association, Inc.; C. Dan Carson; Jeffrey J. Dauler; Joan W. Davenport; Michael Furnari; Donna Furnair; Jessy B. Grasso; Nancy E. Grasso; Robert P. Hayes; Lucy H. Hayes; Ty Hix; Jennifer D. Hix; Paul W. Hund, III; Ruth E. Isaac; Michael D. Plourde; Mary Lou Plourde; Carol C. Pope; Steven B. Taylor; Bette J. Taylor; and Robert White, Individually and on Behalf of all other similarly situated, Respondents,

v.

IMK Development Co., LLC; Keowee Townhouses, LLC; Ludwig Corporation, LLC; SDI Funding, LLC; Medallion at Keowee, LLC; Integrys Keowee Development, LLC; Marick Home Builders, LLC; Bostic Brothers Construction, Inc.; Miller/Player & Associates; Bradford D. Seckinger; John Ludwig; William Cox; Larry D. Lollis; Rick Thoennes; M Group Construction and Development, LLC; Mel Morris; Joe Bostic; Jeff Bostic; Clear View Construction, LLC; Michael Franz; MHC Contractors; Miguel Porrás Choncoas; Builders First Source-Southeast Group; Mike Green; Southern Concrete Specialties; Carl Compton d/b/a Compton Enterprize a/k/a Compton Enterprises; Gunter Heating & Air; All Pro Heating, A/C & Refrigeration, LLC; Coleman Waterproofing; Heyward Electrical Services, Inc.; Tinsley Electrical, LLC; Hutch N Son Construction, Inc.; Upstate Utilities, Inc.' Southern Basements; Carl Catoe Construction, Inc; T.G. Construction, LLC; Delfino Construction; Francisco Javier Zarate d/b/a Zarate Construction; Alejandro Avalos Cruz; Herberito Acros Hernandez; Martin Hernandez-Aviles; Francisco Villalobos Lopez; Ambrosio Martinez-Ramirez; Ester Moran Mentado; Socorro Castillo Montel; MJG Construction and Homebuilders, Inc. d/b/a MJG Construction; KMAC of the Carolinas, Inc.; Eufacio Garcia; Everado Jarmamillio; Garcia Parra Insulation, Inc.; J&J Construction; Jose Nino; Jose Manuel Garcia; Eason Construction, Inc.; Vincent Morales d/b/a Morales Masonry and Miller/Player & Associates, Defendants

Of Defendants, Marick Home Builders, LLC and Rick Thoennes .....Appellants,

**MOTION FOR EXTENSION OF TIME**

Pursuant to Rule 263 of South Carolina Appellate Court Rules, the Appellants, Marick Home Builders, LLC and Rick Thoennes, hereby move for an additional extension of time in which to file their Initial Brief and Designation of Matter. This request is made due to the amount of trial transcript that has to be reviewed along with post trial motion hearing transcript. Also, counsel for Appellants has several out of town depositions in this mist of preparing the Initial Brief and Designation of Matter.

The Appellants ask that the Court grant this extension to December 2, 2015 and the deadline for this request be held in abeyance until such time as the court rules upon this Motion.

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October 12, 2015

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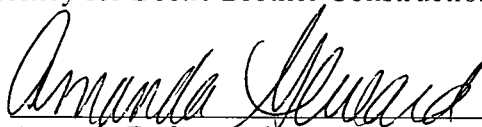
Of Defendants, Marick Home Builders, LLC and Rick Thoennes .....Appellants,

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**PROOF OF SERVICE**

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I certify that I have served the Motion for Extension of Time by depositing a copy of it in the United States Mail, First Class postage prepaid, on October 12, 2015, addressed to Respondents' attorneys of record, Robert T. Lyles, Jr., Esquire, Lyles & Lyles, LLC, PO Box 773, Charleston, SC 29401 (attorney for Plaintiffs), Cynthia Buck Brown, Esquire and R. Patrick Smith, Esquire, Harper Lambert & Brown, PA, PO Box 908, Greenville, SC 29601 AND Wallace K. Lightsey, Esquire Wyche Burgess Freeman & Parham, PA, PO Box 728, Greenville, SC 29602 (attorney for IMK Development Co., LLC, Integrys Keowee Development, LLC, William C. Cox, and Larry Lollis), Alan Belcher, Esquire, Hall Booth Smith, PC, 40 Calhoun Street, Suite 550, Charleston, SC 29401 (Attorney for Bostic Brother Construction)



Amanda D. Steward  
Paralegal to Jason M. Imhoff

October 12 2015

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October 12, 2015

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11639  
Columbia, SC 29211

**RECEIVED**  
OCT 15 2015  
SC Court of Appeals

**Re: Stoneledge at Lake Keowee Owners' Association, Inc., et al. vs. IMK  
Development Co., LLC, et al. vs. Michael Franz, et al.  
Appellate Case No: 2015-000392**

Dear Ms. Kitchings,

Enclosed for filing is the original and seven (7) copies of Appellants' Motion for Extension of Time to file their Initial Brief and Designation of Matter. The current deadline is November 2, 2015.

The new deadline for Appellants to file their Initial Brief and Designation of Matter will be December 2, 2015 if extension of time is granted. This request for an extension of time is warranted and has not been interposed to delay the case.

Also enclosed is our firm check in the amount of \$25.00 to cover the filing fee for the motion and the original and one copy of the Proof of Service upon opposing counsel.

Please file-stamp and return the extra copies in the envelope provided for your convenience. Opposing counsel is being served the same by copy of this letter.

Thank you for your time and consideration.

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
October 12, 2015  
Page 2

Sincerely,

The Ward Law Firm, PA

Jason M. Imhoff

JMI/ads

Enclosure

Cc: Robert T. Lyles, Jr., Esquire  
Alan Belcher, Esquire

Cynthia Buck Brown, Esquire