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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Dorchester County
Court of Common Pleas

Diane Schafer Goodstein, Circuit Court Judge

Appellate Case No. 2015-000599
Circuit Court Case No. 2012-CP-18-2583

Live Oak Village Homeowners Association, Inc.; Jennifer McFarland;
Carlton Holcombe and Ute Holcombe,

Plaintiffs,

Of whom Live Oak Village Homeowners Association, Inc.; Jennifer
McFarland and Carlton Holcombe are

Appellants,

v.

Thomas Morris; David Hannemann, Sofia Mazell and Michael
Mazell,

Respondents.

Sofia Mazell and Michael Mazell,

Third-Party Plaintiffs,

v.

William McFarland,

Third-Party Defendant.

MOTION FOR EXTENSION OF TIME
TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANTS

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Attorneys for Appellants

Additional Counsel for Appellants:

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TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA
COURT OF APPEALS

COME NOW Appellants Live Oak Village Homeowners Association, Inc.; Jennifer McFarland and Carlton Holcombe, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move for an extension of ten (10) days' additional time to file/serve their initial reply brief and corresponding designation of matter to be included in the record on appeal.

Respondents Thomas Morris and David Hannemann filed their initial brief on October 19, 2015 and Respondents Sofia Mazell and Michael Mazell filed their initial brief on October 20, 2015. Pursuant to Rule 208(a)(3), Appellant has ten days to file and serve a reply brief, making the deadline for the initial reply brief today, October 29, 2015, using the earlier of the two possible deadlines out of an abundance of caution.

On account of other time commitments, Appellants' counsel respectfully requests an extension of ten (10) days' time to file and serve the initial reply brief and corresponding designation of matter. According to the undersigned's calculations, the new deadline would be November 9, 2015. Respectfully, Appellants believe that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondents.

WHEREFORE, Appellants move this Honorable Court to grant them

an extension of ten (10) days' time to file/serve their initial reply brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving their initial reply brief and designation of matter would be November 9, 2015, according to the undersigned's calculations. Further, Appellants respectfully request that the Court hold their present initial-reply-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

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Attorneys for Appellants

Charleston, South Carolina

Dated: 10/29/15

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PROOF OF SERVICE

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I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants above named, do hereby certify that I have served the **Motion For Extension Of Time To File/Serve Initial Reply Brief Of Appellants** on Respondents above-named by depositing a copy of the same in the United States Mail, properly posted, on October 29, 2015, addressed as follows to their counsel of record:

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By: 

Russell G. Hines

Charleston, South Carolina

Dated: 10/29/15