

81694

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas for the Ninth Circuit

Kristi Lea Harrington, Circuit Court Judge

RECEIVED

CASE NO. 2008-CP-10-0049

NOV 23 2016

Appellate Case No. 2016-000185

SC Court of Appeals

Mark F. Teseniar and Nan M. Teseniar, on behalf of themselves and others similarly situated, and Twelve Oaks at Fenwick Property Owners Association, Inc. (from December 16, 2008 to present), Respondents,

v.

Fenwick Plantation Tarragon, LLC, a South Carolina Limited Liability Company, f/k/a Fenwick Tarragon Apartments, LLC, A South Carolina Limited Liability Company, Charleston Tarragon Manager, LLC, a Delaware Limited Liability Company, Tarragon Development Corporation, a Nevada Corporation, Summit Contractor WSW Group, Inc., Summit Contractors,, Inc., Fugleberg Koch Architects, Inc., Development, Compliance & Inspections, Inc., H2L Consulting Engineers, Twelve Oaks T Fenwick Property Owners Association, Inc., (from August 6, 2006 to December 15, 2008), Professional Plastering & Stucco, Inc., Johnson Companies, Inc., d/b/a Johnson Roofing, Inc., Los Compos, Inc., North Florida Framing, Inc., Best Masonry & Tool Supply, Inc., as successor in interest to Manga Wall Inc., All South Vinyl Products, Inc., Marquez Construction, Inc., J.T. Walker Industries, Inc., J.T. Industries d/b/a General Aluminum Corporation and General Aluminum Company of Texas, LP, J.R. Hobbs Co.-Atlanta, LLC f/k/a JRH Merger Co., LLC, Jamie Helman, individually, Scott Ferguson, individually, and Chris Cobbs, individually, and Federal Insurance Company, Maria Arias, Miquel Roales, APS Enterprises, Unlimited, Inc., HR Electric, A.M. Jacobs, Inc., Mickey Mason, d/b/a Mason Contractors KMAC of the Carolinas, Inc., NEO Corporation and Vava Guzman Construction Company, Inc., Defendants,

And Mt. Hawley Insurance Company is the Appellant/Proposed Intervenor.

**MOTION FOR EXTENSION OF TIME
TO FILE APPELLANT'S INITIALREPLY BRIEF**

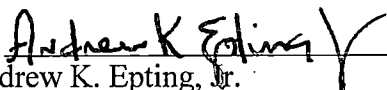
Appellant, Mt. Hawley Insurance Company, by and through its undersigned counsel, hereby moves this Honorable Court, for an Order granting Appellant a further 10-day extension of time, until December 8, 2016 to serve and file its Initial Reply Brief.

The grounds for this motion are due to counsel for Appellant's caseload and travel schedule.

Counsel for Appellant have communicated this request to opposing counsel and are confident they will consent.

Respectfully Submitted By:

ANDREW K. EPTING, JR., LLC

By 
Andrew K. Epting, Jr.
Michelle N. Endemann
46A State Street, Charleston, SC 29401
Phone: 843-377-1871; Fax: 843-377-1310

Attorneys for Appellant

Dated this ____ day of November, 2016
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas for the Ninth Circuit

Kristi Lea Harrington, Circuit Court Judge

CASE NO. 2008-CP-10-0049

Appellate Case No. 2016-000185

Mark F. Teseniar and Nan M. Teseniar, on behalf of themselves and others similarly situated, and Twelve Oaks at Fenwick Property Owners Association, Inc. (from December 16, 2008 to present), Respondents,

v.

Fenwick Plantation Tarragon, LLC, a South Carolina Limited Liability Company, f/k/a Fenwick Tarragon Apartments, LLC, A South Carolina Limited Liability Company, Charleston Tarragon Manager, LLC, a Delaware Limited Liability Company, Tarragon Development Corporation, a Nevada Corporation, Summit Contractor WSW Group, Inc., Summit Contractors, Inc., Fugleberg Koch Architects, Inc., Development, Compliance & Inspections, Inc., H2L Consulting Engineers, Twelve Oaks T Fenwick Property Owners Association, Inc., (from August 6, 2006 to December 15, 2008), Professional Plastering & Stucco, Inc., Johnson Companies, Inc., d/b/a Johnson Roofing, Inc., Los Compos, Inc., North Florida Framing, Inc., Best Masonry & Tool Supply, Inc., as successor in interest to Manga Wall Inc., All South Vinyl Products, Inc., Marquez Construction, Inc., J.T. Walker Industries, Inc., J.T. Industries d/b/a General Aluminum Corporation and General Aluminum Company of Texas, LP, J.R. Hobbs Co.-Atlanta, LLC f/k/a JRH Merger Co., LLC, Jamie Helman, individually, Scott Ferguson, individually, and Chris Cobbs, individually, and Federal Insurance Company, Maria Arias, Miquel Roales, APS Enterprises, Unlimited, Inc., HR Electric, A.M. Jacobs, Inc., Mickey Mason, d/b/a Mason Contractors KMAC of the Carolinas, Inc., NEO Corporation and Vava Guzman Construction Company, Inc., Defendants,

And Mt. Hawley Insurance Company is the Appellant/Proposed Intervenor.

PROOF OF SERVICE

RECEIVED

NOV 23 2016

SC Court of Appeals

I certify that I have served the Appellant's Motion for Extension of Time to File its Initial Reply Brief on all counsel of record by depositing a copy in the United States Mail, Postage prepaid, on November 21, 2016, addressed to as follows:

Phillip Ward Segui Jr.

Segui Law Firm
864 Lowcountry Blvd., Ste A
Mt. Pleasant, SC 29464

W. Jefferson Leath Jr.

Leath Bouch & Seekings, LLP
PO Box 59
Charleston, SC 29402

Jesse A. Kirchner

Thurmond Kirchner Timbes & Yelverton, PA
15 Middle Atlantic Wharf, Ste. 101
Charleston, SC 29401

Justin O'Toole Lucey

PO Box 806
Mt. Pleasant, SC 29465

John T. Chakeris

Chakeris Law Firm
231 Calhoun St.
Charleston, SC 29401

Michael A. Timbes

Thomas J. Rode

15 Middle Atlantic Wharf
Charleston, South Carolina 29401

ANDREW K. EPTING, JR., LLC

By 

Angela Gross

Legal Assistant to

Andrew E. Epting, Jr.,

Michelle N. Endemann

46A State Street, Charleston, SC 29401

Phone: 843-377-1871; Fax: 843-377-1310

Attorneys For Appellant / Intervenor

ANDREW K. EPTING, JR., L.L.C.

ATTORNEYS AT LAW

November 21, 2016

The Honorable Jenny Abbott Kitchings
Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RECEIVED

NOV 23 2016

SC Court of Appeals

RE: Mark F. Teseniar et al. v. Fenwich Plantation et al.
Case No.: 2008-CP-10-00049
Appellate Case No.: 2016-000185

Dear Ms. Kitchings:

Enclosed for filing the original and seven (7) copies of Appellant's Motion for Extension of Time to file its Initial Reply Brief together with a Proof of Service in the above-referenced matter. I would greatly appreciate your filing the original and returning a file-stamped copy to me in the self-addressed, stamped envelope provided.

With kind regards,

ANDREW K. EPTING, JR., LLC



Andrew K. Epting, Jr.
AKE/agg

Enclosures – as stated

cc: John Chakeris, Esquire
Phillip W. Segui, Jr., Esquire
Jefferson Leath, Esquire
Jesse Kirchner, Esquire
Justin Lucey, Esquire
Michael A. Timbes
Thomas J. Rode

Andrew K. Epting, Jr. · ake@epting-law.com
Michelle N. Endemann (*Special Counsel*) · mne@epting-law.com
Jaan G. Rannik* · jgr@epting-law.com
46A State Street · Charleston · South Carolina · 29401
Phone: (843) 377-1871 · Fax: (843) 377-1310

*Currently Admitted Only in Maryland

46A State Street
Charleston SC 29401

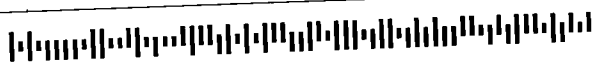
\$2.200
US POSTAGE
FIRST-CLASS
FROM 29401
NOV 21 2016
stamps.com



062S0008179042

38808

RECEIVED
NOV 23 2016
SC Court of Appeals



Honorable Jenny Abbott Kitchings
Clerk
South Carolina Court of Appeals
1220 Senate Street
Columbia SC 29201-3769