

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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Appeal from Horry County
Court of Common Pleas

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R. Lawton McIntosh, Circuit Court Judge

SC Court of Appeals

Appellate Case No. 2016-001280
Circuit Court Case No. 2011-CP-26-08314

Chester S. Hejna and Mary Ann Henja, Individually and Representing as a Class,
All Unit Owners of Magnolia North Horizontal Regime,

Respondents,

v.

Heritage Communities, Inc., Heritage Magnolia North, Inc. and Buildstar
Corporation,

Appellants.

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

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Attorneys for Appellants

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

COME NOW Appellants Heritage Communities, Inc.; Heritage Magnolia North, Inc.; and Buildstar Corporation, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move for an extension for thirty (30) days' additional time to file/serve their initial brief and corresponding designation of matter to be included in the record on appeal.

Presently, by order of this Court filed November 2, 2016, the deadline for Appellants' initial brief and designation of matter is November 30, 2016. On account of work-related and other time commitments (including the upcoming holidays), Appellants respectfully request that this deadline be extended by 30 days (from November 30, 2016), i.e., through December 29, 2016. Respectfully, Appellants believe that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondents. Appellants have conversed with Respondents, and they have no objections to this motion.

WHEREFORE, Appellants move this Honorable Court to grant them an additional extension of 30 days' time to file/serve their initial 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 brief and designation of matter would be December 29, 2016, according to the undersigned's calculations. Further, Appellants respectfully request that the Court

hold their present initial-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: Mary Willis

Stephen L. Brown (SC Bar No. 66468)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Attorneys for Appellants

Charleston, South Carolina

Dated: 11/30/2016

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All Unit Owners of Magnolia North Horizontal Regime,

Respondents,

v.

Heritage Communities, Inc., Heritage Magnolia North, Inc. and Buildstar
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Appellants.

PROOF OF SERVICE

Stephen L. Brown (SC Bar No. 66468)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488
Attorneys for Appellants

I, Mary S. Willis, of Young Clement Rivers, LLP, counsel for Appellants above named, do hereby certify that I have served this **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF APPELLANTS** on Respondents above-named by depositing a copy of the same in the United States Mail, properly posted, on November 30, 2016, addressed as follows to their counsel of record:

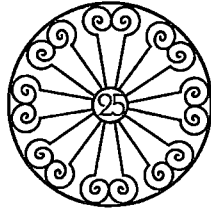
Philip Coleman Thompson, Sr.
John P. Henry
Thompson & Henry, P.A.
P.O. Box 1740
Conway, SC 29528-1740

YOUNG CLEMENT RIVERS, LLP

By: Mary Willis
Mary S. Willis

Charleston, South Carolina

Dated: 11/30/2016



YCR LAW
Young Clement Rivers, LLP

Kathleen B. Barnes
Secretary

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1369
E-mail: kbarnes@ycrlaw.com

November 30, 2016

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

Re: Chester S. Hejna and Mary Ann Henja, Individually and Representing as a Class,
All Unit Owners of Magnolia North Horizontal Regime as That Class is Defined
Below, v. Heritage Communities, Inc., Heritage Magnolia North, Inc. and
Buildstar Corporation
Case No.: 2011-CP-26-8314
Claim No.: H0465752001
YCR File: 1952-20061504

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter please find the original and seven copies of a **Motion for Extension of Time to File/Serve Initial Brief of Appellants** and the original and one copy of the **Proof of Service** for same.

Please kindly file the originals and return court-stamped copies to me in the enclosed envelope.

With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Kathleen B. Barnes
Secretary

Enclosures

(via US Mail and email)

cc: Philip C. Thompson, Esquire, Thompson & Henry, P.A.
John P. Henry, Esquire, Thompson & Henry, PA

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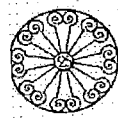
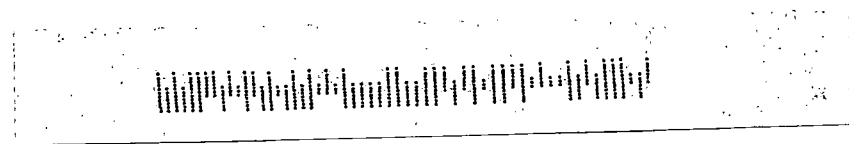
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Charleston, SC 29402-0993

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