

IN THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

G. Thomas Cooper, Circuit Court Judge

Case No. 2012-CP-40-8512

Appellant Case No. 2015-000180

The Gates at Williams-Brice Condominium Association and Katharine Swinson, individually, and on behalf of all others similarly situated, Petitioners,

v.

DDC Construction, Inc.; Kapasi Glass Mart, Inc.; DMC Consolidated, Inc.; DMC Builders, Co., Inc., individually and d/b/a The Dinerstein Companies, DC Developers - Columbia Condos, Inc.; Columbia Condos, LP; DMC Developers I, Ltd.; 31-W Insulation Company, Inc.; Associated Concrete Contractors, Inc.; Bailey Electric Company, LLC; C&B Utilities, LP; Carolina Floor Systems, Inc.; Century Fire Protection, LLC; Cherokee Inc.; Coronado Stucco, LP; Cross Plains Custom Tile, Inc.; Lowry Construction & Framing Inc.; LTB Construction, Inc.; Martin Morales Jr. Painting & Drywall, LLC; Metal Construction Materials, Inc.; Southwest Ironworks, Inc.; The Clerkley/Watkins Group, LP; Tindall Corporation; Triad Pest Control, Inc.; Wyman Acoustics LLC; Alenco Holding Corporation, Alenco Window GA, LLC, New Alenco Window, Ltd.; AWC Holding Company; Crosby Window, Inc., f/k/a/ Action WinDoor Technology, Inc.; Geo-Systems Design & Testing, Inc.; HGE Consulting, Inc.; Maintenance Builders Supply, Ltd.; SCA Engineers, Inc.; Sinclair & Associates, Inc.; Faultless Hardware, individually and d/b/a Pamex Inc.; T & M Concrete, Inc.; Loveless Commercial Contracting, Inc.; Economy Waterproofing, Inc.; BMC West Corporation; Highway One Construction, Inc.; J.I. Windows LLC; Dietrich Industries, Inc., a/k/a Dietrich Metal Framing, Inc. n/k/a Clarkwestern Dietrich Building Systems LLC; Best Masonry and its successor in interest, OldCastle APG; Headwaters, Inc. d/b/a Best Masonry; and John Doe #1-10, Defendants,

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S.C. SUPREME COURT

Of Whom DDC Construction, Inc. and Columbia Condos, LP, are the Respondents.

PETITIONERS' MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT OF CERTIORARI

Justin O'Toole Lucey, Esquire

SC Bar No.: 15438

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Attorneys for the Petitioners

MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR WRIT OF CERTIORARI

Pursuant to the South Carolina Rules of Appellate Procedure (“SCACR”), Petitioners, The Gates at Williams-Brice Condominium Association and Katharine Swinson, individually, and on behalf of all others similarly situated (“Petitioners”), respectfully move for an extension to serve and file their Petition for Writ of Certiorari currently due on December 23, 2016 (“Petition”).

Petitioners request this extension due to counsel’s participation in pending mediations as well as long-standing travel plans scheduled over the course of December 5, 2016 through December 23, 2016. As such, Petitioners request a thirty (30) day extension to serve and file their Petition which would make the Petition due on January 23, 2017.¹

Petitioners’ counsel consulted with Respondents’ counsel regarding the requested extension prior to filing this Motion, and received their consent to the same.

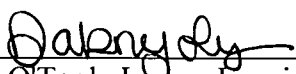
Petitioners have also enclosed a check for the \$25.00 filing fee associated with this Motion.

[SIGNATURE PAGE TO FOLLOW]

¹Petitioners recognize the Court only provides thirty (30) day extensions due to unusual circumstances. Given the aforementioned conflicts existing up through December 23, 2016, coupled with the holidays spanning the course of the week immediately following, Petitioners respectfully request a thirty (30) day extension be granted. Alternatively, Petitioners request a twenty (20) day extension which would make the Petition due on January 13, 2017.

Respectfully submitted,

JUSTIN O'TOOLE LUCEY, P.A.

By: 
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Attorneys for the Petitioners

Mount Pleasant, SC
December 2, 2016

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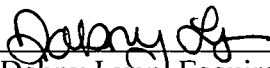
Of Whom DDC Construction, Inc. and Columbia Condos, LP, are the Respondents.

PROOF OF SERVICE

I, Dabny Lynn, Esquire, hereby certify that on **December 2, 2016** I served a copy of the *Petitioners' Motion for an Extension of Time to File Petition for Writ of Certiorari* submitted by the Petitioners on the following counsel, via the United States Mail, postage pre-paid, and addressed as follows:

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Attorneys for Respondents

Signed: 
Dabny Lynn, Esquire

Mount Pleasant, SC
December 2, 2016

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