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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case, No. 2016-2339
Case No. 2014-CP-08-2424

RECEIVED

JAN 23 2017

SC Court of Appeals

PATRICIA DAMICO, AND LENNA)
LUCAS, Individually and on behalf of all)
other similarly situated, JOSHUA AND)
BRETTANY BUETOW, EDWARD)
AND SYLVIA DENG, JONATHAN)
AND THERESA DOUGLASS,)
ANTHONY AND STACEY RAY,)
DANNY AND ELLEN DAVIS)
MORROW, CZARA AND CHAD)
ENGLAND, BRYAN AND CYNTHIA)
CAMARA, AND MATTHEW)
COLLINS,)
))
Plaintiffs,)
))
v.)
))
LENNAR CAROLINAS, LLC, SPRING)
GROVE PLANTATION)
DEVELOPMENT, INC., MANALE)
LANDSCAPING, LLC, SUPER)
CONCRETE OF SC, INC., SOUTHERN)
GREEN, INC. TJB)
TRUCKING/LEASING, LLC,)
PARAGON SITE CONSTRUCTORS,)
INC., CIVIL SITE ENVIRONMENTAL)
AND RICK BRYANT, Individually.)
))
Defendants.)
))

LENNAR CAROLINAS, LLC,)

Third Party Plaintiff,)

THE EARTHWORKS GROUP, INC.,)

VOLKMAR CONSULTING)

SERVICES, LLC, GEOMETRICS)

CONSULTING, LLC, LAND/SITE)

SERVICES, INC., MYERS)

LANDSCAPING, INC., A.C. & A.)

CONCRETE, INC., KNIGHT'S)

CONCRETE PRODUCTS, INC.,)

KNIGHT'S REDI-MIX, INC.,)

COASTAL CONCRETE SOUTHEAST,)

LLC, COASTAL CONCRETE)

SOUTHEAST II, LLC, GUARANTEED)

FRAMING, LLC, OZZY)

CONSTRUCTION, LLC,)

CONSTRUCTION APPLICATORS)

CHARLESTON, LLC, LA NEW)

ENTERPRISES, LLC, DÉCOR)

CORPORATION, DVS, INC., RAUL)

MARTINEZ MASONRY, LLC, ALPHA)

OMEGA CONSTRUCTION GROUP,)

INC., SOUTH CAROLINA)

EXTERIORS, LLC, BUILDERS)

FIRSTSOURCE-SOUTHEAST GROUP,)

LLC, AND LOW COUNTRY)

RENOVATIONS AND SIDING, LLP,)

Third-Party Defendants.)

DÉCOR CORPORATION,)

Fourth Party Plaintiff,)

v.)

BARANOV FLOORING, LLC, DJ)

CONSTRUCTION SERVICES, LLC,)

CREATIVE WOOD FLOORS, LLC,)

GERALDO CUNHA, EBENEZER)

FLOORING, LLC, ENMANUEL)

FLOORING AND SIDING, LLC, EUSI)

FLOORING AND COVERING, LLC,)
NICOLAS FLORES, ALEXANDER)
MARTINEZ, ISIDRU MEJIA, JUAN)
PEREZ SON, ERNESTO M. PEREZ,)
N&B CONSTRUCTION, LLC, JOSE)
DIAS RODRIGUES, LIVIA SOUSA,)
JOSE BETIO PEREIRA, JOSE PAZ)
CASTRO HERNANDEZ, DIVINIO)
APERECIDO CORGOSINHO,)
RICARDO CHICHE, CEBS)
CONSTRUCTION, BAYSHORE)
SIDING AND FLOORING, SEBASTIO)
LUIZ DE ARAUJO, AND JOHN DOES)
1-4,)

Fourth-Party Defendants.)

DVS, Inc.)

Fourth-Party Plaintiff,)

v.)

Sousa Construction, LLC, Lima)
Construction, LLC, N&B Construction,)
LLC, Itatiaia Construction, LLC, and JC)
Contractors, LLC,)

Fourth-Party)
Defendants.)

South Carolina Exteriors, LLC,)

Fourth-Party Plaintiff,)

v.)

Juan Garza Ramos d/b/a Juan)
Constructors,)

Fourth-Party Defendant.)

Alpha Omega Construction Group, Inc.)

Fourth-Party Plaintiff,)
)
v.)
)
Garcia Roofing, LLC, Juan Garza)
Ramos, Jose Vera, and Espino Roofing,)
LLC,)
)
Fourth-Party)
Defendants.)
)
Guaranteed Framing, LLC,)
)
Fourth-Party Plaintiff,)
)
v.)
)
First Construction, LLC, JC Contractors,)
LLC, Jessica Marroquin d/b/a Marroquin)
Construction, and Unique Framing, LLC,)
)
Fourth-Party Defendants.)

Of which Lennar Carolinas, LLC is the Appellant and Patricia Damico; Joshua and Brettany Buetow; Bryan and Cynthia Camara; Matthew Collins; Edward and Sylvia Dengg; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow; Anthony and Stacey Ray; and Defendants and Third-Party Defendants A.C.&A. Concrete, Inc.; Alpha Omega Construction Group, Inc.; Builders FirstSource-Southeast Group, LLC; Coastal Concrete Southeast, LLC; Coastal Concrete Southeast II, LLC; Construction Applicators Charleston, LLC; Civil Site Environmental, Inc.; Décor Corporation; DVS, Inc.; Guaranteed Framing, LLC; Knight's Concrete Products, Inc.; Knight's Redi-Mix, Inc.; LA New Enterprises, LLC; Land/Site Services, Inc.; Manale Landscaping, LLC; Myers Landscaping, Inc.; Ozzy Construction, LLC; Raul Martinez Masonry, LLC; South Carolina Exteriors, LLC; Southern Green, Inc.; Spring Grove Plantation Development, Inc.; Super Concrete of SC, Inc.; TJB Trucking/Leasing, LLC; and Volkmar Consulting Services, LLC are the Respondents.

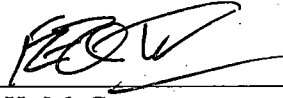
**APPELLANT'S MOTION FOR EXTENSION OF
TIME TO FILE INITIAL BRIEF**

NOW COMES Appellant Lennar Carolinas, LLC ("Appellant") by and through its undersigned counsel, and respectfully moves the Court pursuant to Rule 224, SCACR, for a thirty day extension of time to and including March 6, 2017, to file and serve its Initial Brief and Designation of Matter to be Included in the Record of Appeal in this case. In support thereof Appellant shows the Court the following:

1. Appellant's time for filing and serving its Initial Brief and Designation of Matter to be Included in the Record of Appeal has not expired.
2. Additionally, counsel for Appellant has had unexpected demands from other matters including a week of site inspections and several upcoming depositions.
3. Appellant needs additional time in order to prepare its Initial Brief and Designation of Matter to be included in the Record on Appeal.
4. A thirty day extension of time for Appellant to file its Initial Brief and Designation of Matter to be included in the Record on Appeal will serve the interests of justice by allowing counsel adequate time to prepare a thorough and detailed brief in this case.
5. Appellant does not request this extension for the impermissible purpose of delay.

WHEREFORE, Appellant Lennar Carolinas, LLC respectfully moves the Court for a thirty day extension of time to and including March 6, 2017, to file and serve Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal.

January 19, 2017



Jenna K. McGee
F. Elliotte Quinn IV
Parker, Poe, Adams & Bernstein LLP
200 Meeting Street, Suite 301
Charleston, South Carolina 29401
(843) 727-2650
Attorneys for Appellant Lennar Carolinas, LLC

Other Counsel of Record:

Michael J. Jordan, Esq.
Catherine K. Dunn, Esq.
The Steinberg Law Firm, LLP
P.O. Box 1028
Goose Creek, SC 29445
and

John Calvin Hayes, IV, Esq.
Hayes Law Firm, LLC
180 Meeting Street, Suite 330
Charleston, SC 29401

Attorneys for Respondents Patricia Damico; Joshua and Brettany Buetow; Bryan and Cynthia Camara; Matthew Collins; Jonathan and Theresa Douglass; Czara and Chad England; Lenna Lucas; Danny and Ellen Davis Morrow

Shanna Milcetic Stephens
Katherine C. Miars
Anderson Reynolds & Stephens, LLC
P.O. Box 87
Charleston, SC 29402
Attorney for Respondent A.C.&A. Concrete, Inc.

Laura H. Budd, Esquire
The Budd Law Group, PLLC
10550 Independence Point Pkwy, Suite 301
Matthews, NC 28105
and

Stephen L. Brown, Esquire
Catherine H. Chase, Esquire
Young Clement Rivers, LLP
P.O. Box 993
Charleston, SC 29402

and

Preston B. Dawkins, Jr., Esquire
Aiken Bridges, P.A.
P.O. Drawer 1931
Florence, SC 29503

Attorneys for Respondent Alpha Omega Construction Group, Inc.

Stephen P. Hughes, Esquire
Howell, Gibson and Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901

Attorney for Respondent Builders FirstSource-Southeast Group, LLC

Brent M. Boyd, Esq.
PO Box 6648 4406-B Forest Dr.
Columbia, SC 29260

Attorney for Respondents Coastal Concrete Southeast, LLC and Coastal Concrete Southeast II, LLC

David S. Cobb
Turner Padgett
P.O. Box 22129
Charleston, SC 29413

Attorney for Respondent Construction Applicators Charleston, LLC

Kathy A. Carlsten, Esquire
Carlock Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401

Attorneys for Respondent Civil Site Environmental, Inc.

Samia Nettles, Esquire
Richardson Plowden
40 Calhoun Street, Suite 220
Charleston, SC 29401

Attorney for Respondent Décor Corporation

S. Markey Stubbs, Esquire
Baker Ravenel Bender
P.O. Box 8057
Columbia, SC 29202
Attorney for Respondent DVS, Inc.

Derek M. Newberry, Esquire
Hall Booth Smith, P.C.
40 Calhoun Street, Suite 550
Charleston, SC 29401
and
Christine Companion Varnado, Esquire
The Seibels Law Firm
38 Broad Street, Suite 200
Charleston, SC 29401
and
Alan R. Belcher, Jr., Esq.
40 Calhoun Street, Suite 550
Charleston, SC 29401
Attorneys for Respondent Guaranteed Framing, LLC

Steven L. Smith, Esquire
Zachary J. Closser, Esquire
Samuel M. Wheeler, Esquire
Smith Closser, P.A.
P.O. Box 405878
Charleston, SC 29423-0578
Attorneys for Respondents Knight's Concrete Products, Inc. and Knight's Redi-Mix, Inc.

Erin D. Dean, Esquire
Tupper Grimsley & Dean, P.A.
PO Box 2055
Beaufort, SC 29901-2055
Attorney for Respondent LA New Enterprises, LLC

John E. Rogers, II
The Ward Law Firm, P.A.
PO Box 5663
Spartanburg, SC 29304
Attorney for Respondent Land/Site Services, Inc.

James H. Elliott, Jr., Esq.
Samia H. Nettles, Esq.
Richardson Plowden
40 Calhoun Street, Suite 220
Charleston, SC 29401
Attorneys for Respondent Manale Landscaping, LLC

Thomas F. Dougall
William A. Collins, Jr.
Michal Kalwajtys
Dougall & Collins
1700 Woodcreek Farms Road, Suite 100
Elgin, South Carolina 29045
Attorney for Respondent Ozzy Construction, LLC

Erin D. Dean, Esquire
Tupper Grimsley & Dean, P.A.
PO Box 2055
Beaufort, SC 29901-2055
Attorney for Respondent Raul Martinez Masonry, LLC

Jenny C. Honeycutt, Esq.
PO Box 13466
James Island, SC 29422
Attorney for Respondent South Carolina Exteriors, LLC

Bachman S. Smith, IV, Esq.
Haynsworth Sinkler Boyd, P.A.
134 Meeting Street, Third Floor
Charleston, SC 29401
Attorney for Respondent Southern Green, Inc.

R. Trippett Boineau, III, Esq.
Heath McAlvin Stewart, III, Esq.
McAngus, Goudelock & Courie, LLC
P.O. Box 12519
Columbia, SC 29211
Attorneys for Respondent Spring Grove Plantation Development, Inc.

R. Patrick Flynn, Esq.
Michael Allen, Esq.
Pope Flynn, LLC
PO Box 70
Charleston, SC 29402
Attorneys for Respondent Super Concrete of SC, Inc.

David Shuler Black, Esq.
Howell Gibson & Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901-0040
Attorney for Respondent TJB Trucking/Leasing, LLC

Ronald G. Tate, Jr., Esquire
R. Batten Farrar, Esquire
Gallivan, White & Boyd, P.A.
55 Beattie Place, Suite 1200 (29601)
P.O. Box 10589
Greenville, SC 29603
Attorneys for Respondent Volkmar Consulting Services, LLC

Edward and Sylvia Dengg
238 Maywood Drive
Moncks Corner, SC 29461
Pro Se Respondents

Anthony and Stacey Ray
107 Loch Circle
Hampton, VA 23669
Pro Se Respondents

David C. Cleveland, Esquire
Clawson and Staubes, LLC
126 Seven Farms Drive, Suite 200
Charleston, SC 29492
Attorney for Respondent Myers Landscaping, Inc.



F. Elliott Quinn IV
Associate
Telephone: 843.727.6315
Direct Fax: 843.727.2680
elliottquinn@parkerpoe.com

Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC

January 19, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

RECEIVED
JAN 23 2017
SC Court of Appeals

Re: *Damico, et al. v. Lennar Carolinas, LLC, et al.*
Appellate Case No.: 2016-2339
Case No. 2014-CP-08-2424

Dear Ms. Kitchings:

Enclosed for filing please find an original and a copy of Appellant's Motion for Extension of Time to File Initial Brief and Proof of Service, along with a check for the filing fee. Please file the original and return a file-stamped copy to me in the enclosed self-addressed stamped envelope.

Please contact me if you have any questions, and thank you for your assistance.

Sincerely,

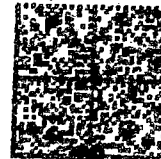
F. Elliott Quinn IV

FEQiv/kjg
Enclosures

cc: All Counsel of Record (via email)
Edward and Sylvia Dengg (via US Mail with enclosures)
Anthony and Stacey Ray (via US Mail with enclosures)

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Parker Poe Adams & Bernstein, LLP
200 Meeting St, Suite 301
Charleston, SC 29401



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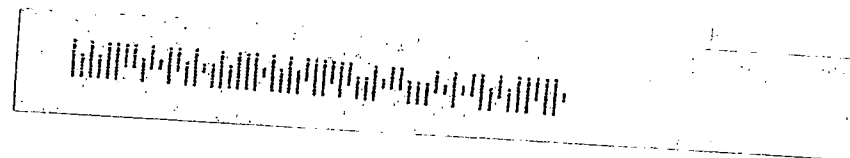


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SC Court of Appeals



The Hon. Jenny Abbott Kitchings
Clerk, SC Court of Appeals
PO Box 11629
Columbia SC 29211