

82294

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appeal No. 2016-001928  
Case No. 2013-CP-07-1807

William Loflin and Leslie Loflin,

Appellants,

v.

BMP Development LP, Balsam Mountain  
Group, LLC, Coward, Hicks & Siler, P.A.,  
J.K. Coward, Jr., Chicago Title Insurance  
Company, and Counsellor Title Agency,  
Inc.,

**RECEIVED**

JAN 26 2017

SC Court of Appeals

Defendants,

OF WHICH

Counsellor Title Agency, Inc.,

Respondent.

MOTION FOR EXTENSION OF TIME  
TO FILE REPLY BRIEF OF APPELLANTS

Appellants, by and through their undersigned counsel, hereby move the Court for an extension of time within which to file their Initial Brief of Appellants. In support of this

Motion, Appellants would show this Court as follows:

1. Appellants' Initial Brief is now due on January 30, 2017.
2. Appellants' counsel has three briefs due in this Court on January 30, 2017:
  - a. As a result of the Respondent obtaining a consent to file its Initial Brief, Appellants' counsel has a Reply Brief due in another appeal [Appeal No. 2016-1840 ("Chicago Appeal")];
  - b. Appellants' counsel has its Initial Brief of Appellant due in this appeal [Appeal No. 2016-1928 ("Counsellor Appeal")]; and
  - c. Appellants' counsel has another Initial Brief of Appellant due in a third appeal [Appeal No. 2016-1948 ("Coward Appeal")].
3. Appellants' counsel already has filed two appellate briefs this month, one in Delaware and one in the United States Court of Appeals for the Fourth Circuit last week.
4. Appellants filed yesterday a Motion seeking a brief extension to file their Reply Brief in the Chicago Appeal until February 15, 2017, because, among other reasons, the service by mail of Respondent's brief in that appeal provided Appellants only four days to respond.
5. In a separate Motion filed this date, Appellants are requesting that they be permitted to sequence the filing of their Initial Brief in the Coward Appeal until thirty days after filing their Initial Brief in this appeal.
6. By this Motion, Appellants are requesting that they be permitted to sequence the filing of their Initial Brief in this appeal (the Counsellor Appeal) until thirty days after

filing their Reply Brief in the Chicago Appeal.

7. Respondent's counsel has consented to this Motion.

Wherefore, Appellants respectfully request that they be granted an extension within which to file their Initial Brief in this matter until thirty days after filing their Reply Brief in the Chicago Appeal.

Daniel A. Speights (SC Bar # 5027)  
A.G. Solomons, III (SC Bar # 68291)  
SPEIGHTS & RUNYAN  
100 Oak Street, East  
Post Office Box 685  
Hampton, South Carolina 29924  
(803)943-4444 (telephone)  
(803)943-4599 (facsimile)

By: Daniel A. Speights  
Attorneys for Appellants

Hampton, South Carolina

January 25, 2017

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HAMPTON )

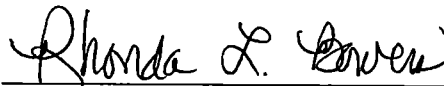
AFFIDAVIT OF SERVICE BY MAIL

Re: William Loflin v. BMP Development, LP (2)  
Appellate Case No. 2016-001928

---

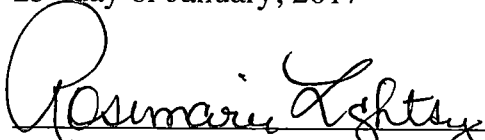
PERSONALLY APPEARED before me, Rhonda L. Bowers, who being duly sworn, deposes and says: that she is employed in the office of Speights & Runyan, attorney for the Appellants in the above-referenced action; that she served the foregoing Motion for Extension of Time to File Initial Brief of Appellants this 25<sup>th</sup> day of January, 2017, by personally depositing in a United States Postal Service mail box a copy of the same, postage prepaid, addressed to the attorney(s) listed below.

Robert E. Stepp, Esquire  
William H. Jordan, Esquire  
Sowell Gray Stepp & Laffitte, L.L.C.  
Post Office Box 11449  
Columbia, South Carolina 29211-1449

  
\_\_\_\_\_  
RHONDA L. BOWERS

SWORN TO before me this

25<sup>th</sup> day of January, 2017

  
\_\_\_\_\_  
Notary Public for South Carolina (L.S.)  
My Commission Expires: 11/16/2022

**RECEIVED**

JAN 26 2017

**SC Court of Appeals**

**SPEIGHTS & RUNYAN**

ATTORNEYS AT LAW  
100 OAK STREET, EAST  
POST OFFICE BOX 685  
HAMPTON, SOUTH CAROLINA 29924  
(803) 943-4444

DANIEL A. SPEIGHTS  
[dspeights@speightsrunyan.com](mailto:dspeights@speightsrunyan.com)

TELECOPIER  
(803) 943-4599

January 25, 2017

VIA UPS NEXT DAY AIR

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

Re: William Loflin v. BMP Development, LP (2)  
Appellate Case No. 2016-001928

Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced matter is Motion for Extension of Time to File Initial Brief of Appellants together with a check in the amount of \$25.00 for the filing fee.

Please accept my kind regards.

Sincerely yours,



Daniel A. Speights

DAS/rb  
Enclosures  
cc: Robert E. Stepp, Esquire  
William Hammond Jordan, Esquire

**RECEIVED**

JAN 26 2017

**SC Court of Appeals**

Apply shipping document

envelope

ict™

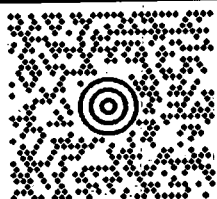
Expedi

DANIEL A. SPEIGHTS  
803-943-4444 200  
SPEIGHTS & RUNYAN  
100 OAK STREET EAST  
HAMPTON SC 29924

1.0 LBS LTR 1 OF 1

**SHIP TO:**

CLERK, SC COURT OF APPEALS  
8037341890  
HONORABLE JENNY ABBOTT KITCHINGS  
1220 SENATE STREET  
COLUMBIA SC 29201-3769



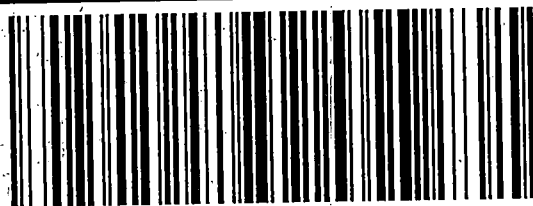
SC 292 9-01



**UPS NEXT DAY AIR**

TRACKING #: 1Z 1X3 F44 01 9816 9136

1



BILLING: P/P

UPS 19.1.09. MACNVS0 84.0A 01/2017



UPS Internet Shipping: Shipment Label

<https://www.ups.com/uis/create?ActionOriginPair=default> Pr...

weight limit for envelopes

nts, d, UP  
ve a  
ht.

s Env  
value  
enclo

d lett  
y Air  
subje