

**THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT**

RECEIVED

MAY 08 2017

S.C. SUPREME COURT

Appeal from Dorchester County
Court of Common Pleas

Diane Schafer Goodstein, Circuit Court Judge

Appellate Case No. 2015-000599 (Court of Appeals)
Unpublished Opinion No. 2016-UP-519 (S.C. Ct. App. filed December 21, 2016)

Circuit Court Case No. 2012-CP-18-2583

Live Oak Village Homeowners Association, Inc.;
Jennifer McFarland; Carlton Holcombe and Ute Holcombe,

Plaintiffs,

Of whom Live Oak Village Homeowners Association, Inc.; Jennifer
McFarland and Carlton Holcombe are

Petitioners,

v.

Thomas Morris; David Hannemann; Sofia Mazell and
Michael Mazell,

Respondents.

Sofia Mazell and Michael Mazell,

Third-Party Plaintiffs,

v.

William McFarland,

Third-Party Defendant.

**SECOND MOTION FOR EXTENSION OF TIME
TO SERVE/FILE PETITION FOR WRIT OF CERTIORARI**

[counsel identified on following page]

YOUNG CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

Russell G. Hines (SC Bar No. 72100)

25 Calhoun Street, Suite 400

Charleston, South Carolina 29401

P.O. Box 993 (29402)

(843) 720-5488

Attorneys for Petitioners

TO: THE HONORABLE JUSTICES OF THE SUPREME COURT OF SOUTH CAROLINA

NOW COME Petitioners Live Oak Village Homeowners Association, Inc.; Jennifer McFarland, and Carlton Holcombe, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, as well as the Court's order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, and hereby move for an extension of five (5) days' time to file/serve their petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review its decision in this matter.

1. Presently, by order of the Court dated April 27, 2017, the deadline to file/serve the petition for writ of certiorari and appendix is today, May 4, 2017.


2. Due to other time commitments, both work- and non-work-related, the undersigned counsel for Petitioners requests five (5) additional days, beyond today's date, to finish preparation of Petitioners' petition seeking this Court's review of the Court of Appeals' decision via writ of certiorari, and the undersigned humbly submits that there is good cause to allow the requested dispensation: It is in furtherance of the interests of justice; it will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, Petitioners respectfully request that this Honorable Court

allow them five (5) days from today, i.e., from May 4, 2017, to file/serve their petition for writ of certiorari, i.e., to extend the deadline through next Tuesday, May 9, 2017. Additionally, Petitioners respectfully request that the Court hold their present deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (S.C. Bar No. 66468)

Russell G. Hines (S.C. Bar No. 72100)

25 Calhoun Street, Suite 400

Charleston, South Carolina 29401

P.O. Box 993 (29402)

(843) 720-5488

Attorneys for Petitioners

Charleston, South Carolina

Dated: 5/4/17

**THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT**

Appeal from Dorchester County
Court of Common Pleas

Diane Schafer Goodstein, Circuit Court Judge

Appellate Case No. 2015-000599 (Court of Appeals)
Unpublished Opinion No. 2016-UP-519 (S.C. Ct. App. filed December 21, 2016)

Circuit Court Case No. 2012-CP-18-2583

Live Oak Village Homeowners Association, Inc.;
Jennifer McFarland; Carlton Holcombe and Ute Holcombe,

Plaintiffs,

Of whom Live Oak Village Homeowners Association, Inc.; Jennifer
McFarland and Carlton Holcombe are

Petitioners,

v.

Thomas Morris; David Hannemann; Sofia Mazell and
Michael Mazell,

Respondents.

Sofia Mazell and Michael Mazell,

Third-Party Plaintiffs,

v.

William McFarland,

Third-Party Defendant.

PROOF OF SERVICE

[counsel identified on following page]

YOUNG CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

Russell G. Hines (SC Bar No. 72100)

25 Calhoun Street, Suite 400

Charleston, South Carolina 29401

P.O. Box 993 (29402)

(843) 720-5488

Attorneys for Petitioners

I, Russell G. Hines, of Young Clement Rivers, LLP, attorneys for Petitioners, do hereby certify that I have served the **SECOND MOTION FOR EXTENSION OF TIME TO SERVE/FILE PETITION FOR WRIT OF CERTIORARI** on all Respondents by depositing a copy of the same into the United States Mail, with sufficient postage, on May 4, 2017, addressed as follows to their counsel of record:

Graham P. Powell, Esquire
William W. Watkins, Jr., Esquire
Wall Templeton & Haldrup, P.A.
P.O. Box 1200
Charleston, SC 29402

-and-

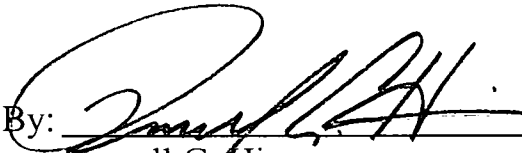
Lydia P. Davidson, Esquire
Krawcheck & Davidson, LLC
9 State Street
Charleston, SC 29401

Attorneys for Thomas Morris and David Hannemann

William B. Jung, Esquire
William B. Jung, Esq., LLC
1156 Bowman Road, Suite 200
Mount Pleasant, SC 29464

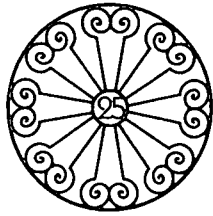
Attorney for Sofia Mazell and Michael Mazell

YOUNG CLEMENT RIVERS, LLP

By: 
Russell G. Hines
Attorneys for Petitioners

Charleston, South Carolina

Dated: 5/4/17



YCR LAW

Russell G. Hines
Partner

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1327
E-mail: RHines@ycrlaw.com

May 4, 2017

VIA U.S. MAIL & FACSIMILE

South Carolina Supreme Court
Honorable Daniel E. Shearouse, Clerk
P. O. Box 11330
Columbia, SC 29211-1330

RECEIVED

MAY 08 2017

S.C. SUPREME COURT

Re: Live Oak Village HOA et al. v. Morris et al.
Appellate Case No.: 2015-000599 (Court of Appeals)
Case No.: 2012-CP-18-02583
YCR File: 15508-20150492

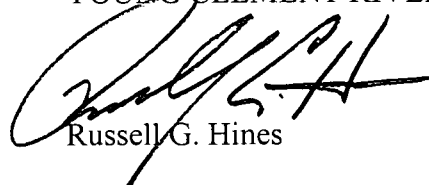
Dear Mr. Shearouse:

Enclosed for filing in the above-referenced matter, please find the original and seven (7) copies of Petitioners' **Second Motion for Extension of Time to Serve/File Petition for Writ of Certiorari**, the original and one (1) copy of a **Proof of Service** regarding the same, a \$25 check to cover the filing fee. Kindly accept the originals and required copies of the documents and return one court-stamped copy of each to me in the envelope provided.

With best wishes and kindest regards, I am

Sincerely,

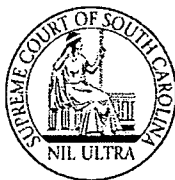
YOUNG CLEMENT RIVERS, LLP



Russell G. Hines

RGH/amj
Enclosures

cc: Jenny Abbott Kitchings, Clerk, South Carolina Court of Appeals (via U.S. Mail & fax)
(All below via U.S. Mail and email)
Graham P. Powell, Esquire, Wall Templeton & Haldrup, P.A.
William "Trey" W. Watkins, Jr., Esquire, Wall Templeton & Haldrup, P.A.
Lydia P. Davidson, Esquire, Krawcheck & Davidson, L.L.C.
William B. Jung, Esquire



The Supreme Court of South Carolina

Russell Grainger Hines
PO Box 993
Charleston SC 29402-0993

05/08/2017

RECEIPT #83333

Case No:	2017-001031
Case Short Title:	Live Oak Village HOA v. Thomas Morris
Event:	Motion - Extension of Time (2nd)
Fee Type:	Motion Fee
Amount:	\$25.00
Payment Type:	Check
Reference No:	176899
Check/Money Order Date:	05/04/2017
Comments:	