

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

Case No.: 2014-CP-08-2424  
Appellate Court Case No. 2016-2339

**RECEIVED**  
MAY 08 2017  
SC Court of Appeals

Patricia Damico, and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins.....Respondents,

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,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC and Civil Site Environmental are Respondents,

And

Lennar Carolinas, LLC.....Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometries 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, Decor 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,

Of which Volkmar Consulting Services, 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, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders FirstSource Southeast Group, LLC, are also Respondents,

And

Décor Corporation.....Fourth-Party Plaintiff,  
v.

Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidru Mejia, Juan Perez, 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.

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**RESPONDENT A.C. & A. CONCRETE, INC.'s  
MOTION FOR EXTENSION OF TIME**

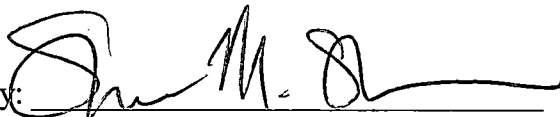
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Respondent A.C. & A. Concrete, Inc., by and through its undersigned counsel, respectfully requests a thirty (30) day extension of time to file Respondent's Initial Brief and Designation of Matter for Record. Appellant consents to Respondent's request for additional time. The reason for this request is two-fold: 1) the unexpected workload of Respondent's counsel in other pending matters, and 2) several other Respondents have also requested an extension of time and the undersigned anticipates joining in their arguments.

For the above-stated reasons, on behalf of Respondent A.C.& A. Concrete, Inc., I respectfully request the Court grant Respondent a thirty (30) day extension of time. If this Motion is granted, the Respondent's Initial Brief will be due on or before June 5, 2017. This is movant's first request for an extension of this deadline.

Respectfully Submitted,

ANDERSON REYNOLDS & STEPHENS, LLC

By: 

Shanna Milcetic Stephens (SC Bar No. 72012)

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**Attorney for A.C. & A. Concrete, Inc.**

Charleston, South Carolina

Dated: May 4, 2017

THE STATE OF SOUTH CAROLINA

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Joshua and Brettany Beutow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass,  
Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and  
Cynthia Camara, and Matthew Collins.....Respondents,

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,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super  
Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC and Civil Site  
Environmental are Respondents,

And

Lennar Carolinas, LLC.....Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometries 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, Decor 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,

Of which Volkmar Consulting Services, 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, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders FirstSource Southeast Group, LLC, are also Respondents,

And

Décor Corporation.....Fourth-Party Plaintiff,  
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Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidru Mejia, Juan Perez, 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.

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**PROOF OF SERVICE**

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The undersigned hereby certifies that on the date indicated below she served the following counsel with a copy of the Motion for Extension of Time by mailing copies of same via electronic mail and United States Mail with first class postage prepared to the following addresses:

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May 4, 2017  
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Denise Corcoran  
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May 4, 2017

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SC Court of Appeals

**VIA U.S. MAIL ONLY**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street (29201)  
P O Box 11629  
Columbia, SC 29211

Re: Patricia Damico, Lenna Lucas, individually and on behalf of all others similarly situated, Joshua and Brettany Buetow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins v. Lennar Carolinas, LLC, Spring Grove Planation Development, Inc., et al. v. A.C.&A. Concrete, Inc., et al.

Case No.: 2014-CP-08-02424  
Appellate Case No.: 2016-2339  
Claim No.: MPO47044-1008  
AR&S No.: 20160.04

Dear Ms. Kitchings:

Please find enclosed the original and seven (7) copies of A.C. & A. Concrete, Inc.'s Motion for Extension of Time and Proof of Service in the above-referenced matter. Upon filing, please return one (1) clocked copy of the Motion and Proof of Service to me in the self-addressed, postage page envelope enclosed. Also enclosed is our firm's check in the amount of \$25.00 for the corresponding fee.

Sincerely yours,

  
Shanna Milcetic Stephens

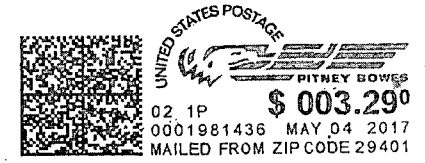
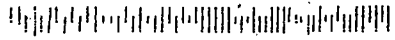
SMS/lp

Enclosure

cc: **VIA EMAIL AND U.S. MAIL**

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