

NOTICE OF APPEAL IN A CIVIL CASE
 THE STATE OF SOUTH CAROLINA
 In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY CIRCUIT COURT
 FOURTEENTH JUDICIAL CIRCUIT
 Carmen T. Mullen, Circuit Court Judge

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MAY 26 2017

SC Court of Appeals

Civil Action No. 2011-CP-07-02410
 Appellate Case No. 2017-000783

Philippe Cahen, individually and as president of Summit Bay Pointe, Inc., Summit Bay Pointe, Inc., individually and as founding member of Bay Point Island, LLC, Russell L. Mills, individually and as president of Jupiter USA, Inc., Jupiter USA, Inc., individually and as the general partner of Bay Pointe Holdings, LTD, JUSA Development, LLC, Bay Point Holdings, LTD, individually and as founding member of Bay Point Island, LLC, and Bay Point Island, LLC,

Plaintiffs,

Of which Philippe Cahen, individually and as president of Summit Bay Pointe, Inc., Russell L. Mills, individually and as president of Jupiter USA, Inc., Jupiter USA, Inc., individually and as the general partner of Bay Pointe Holdings, LTD, JUSA Development, LLC, Bay Point Holdings, LTD, individually and as founding member of Bay Point Island, LLC, and Bay Point Island, LLC are

Respondents

v.

Reinhard Krafft and Dimocharous S.A.R.L

Appellants.

APPELLANTS' SECOND MOTION FOR EXTENSION OF TIME

The Appellants hereby move, pursuant to Rule 240, SCACR, for an order granting a second 30-day extension of time to file their Initial Brief. The undersigned counsel consulted with Ralph E. Tupper, counsel for the Respondents, and there is no objection to this request. The

grounds for this motion are that the parties are engaged in settlement negotiations and the Appellants would like the opportunity to continue negotiations before incurring the cost of preparing briefs. The current deadline for the filing of this brief is May 26, 2017. If this request is granted, then the new deadline will be June 26, 2017.



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*Attorneys for the Appellants, Reinhard
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May 24, 2017

Other Counsel of Record:

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Attorneys for Respondents, Philippe Caben, individually and as president of Summit Bay Pointe, Inc., Russell L. Mills, individually and as president of Jupiter USA, Inc., Jupiter USA, Inc., individually and as the general partner of Bay Pointe Holdings, LTD, JUSA Development, LLC, Bay Point Holdings, LTD, individually and as founding member of Bay Point Island, LLC, and Bay Point Island, LLC

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Plaintiffs,

Of which Philippe Cahen, individually and as president of Summit Bay Pointe, Inc., Russell L. Mills, individually and as president of Jupiter USA, Inc., Jupiter USA, Inc., individually and as the general partner of Bay Pointe Holdings, LTD, JUSA Development, LLC, Bay Point Holdings, LTD, individually and as founding member of Bay Point Island, LLC, and Bay Point Island, LLC are

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v.

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Appellants.

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PROOF OF SERVICE

I certify that on May _____, 2017, I served *Appellants' Second Motion for Extension of Time* on the Respondents by depositing it in the United States Mail with postage prepaid and addressed as follows:

Ralph E. Tupper
Tupper, Grimsley & Dean, P.A.
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KELLY DENNIS DEAN
HILLARY G. MEYER

+ certified mediator

May 24, 2017

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

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SC Court of Appeals

RE: Cahen v. Krafft
Civil Action No: 2017-000783
GF&L File No: 1117-001

Dear Ms. Kitchings:

Please find enclosed for filing the original and one (1) copy of Appellants' Second Motion for Extension of Time in this case. Also enclosed is our \$25 check for the filing fee. I would appreciate you filing the original and returning the clocked copy to me in the enclosed envelope.

Thank you for your assistance. If you have any questions, please do not hesitate to contact me.

With kindest regards, I remain

Very truly yours,

O. Edworth Liipfert III

OEL/lds

Enclosures

cc: Ralph E. Tupper



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SC Court of Appeals

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