

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS
THE HONORABLE J.C. NICHOLSON, JR.
CIRCUIT COURT JUDGE

RECEIVED

JUN 05 2017

SC Court of Appeals

APPELLATE CASE NO. 2016-2339
CIVIL ACTION NO. 2014-CP-08-2424

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,

versus

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 the

RESPONDENTS.

And

Lennar Carolinas, LLC,

APPELLANT,

versus

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,

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, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC are also the

RECEIVED**RESPONDENTS.**

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And

SC Court of Appeals

Décor Corporation,

FOURTH PARTY PLAINTIFF,

versus

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, Richardo Chiche, CEBS Construction, Bayshore Siding and Flooring, Sebastio Luiz de Araujo, and John Does 1-4,

FOURTH-PARTY DEFENDANTS.

**MOTION FOR EXTENSION OF TIME
OF RESPONDENT DÉCOR CORPORATION**

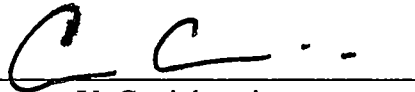
The Initial Brief of Respondent, Décor Corporation, and Designation of Matter to be Included in the Record on Appeal were originally due on May 5, 2017. At the Respondent's request, the Court granted a 30-day extension of time, until June 5, 2017, to serve and file the Respondent's Initial Brief and Designation of Matter. The Respondent, Décor Corporation, respectfully requests the Court to grant a second extension until

Friday, June 9, 2017 to serve and file its Initial Brief of Respondent and Designation of Matter.

Counsel for the Respondent requests a second extension due to having taken leave at the end of May.

Accordingly, the Respondent, Décor Corporation, respectfully requests an additional extension of time until June 9, 2017 in which to serve and file its Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal.

Respectfully submitted,



Carmen V. Ganjehsani
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Columbia, South Carolina 29202
(803) 771-4400

and

Samia H. Nettles
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Post Office Box 21203
Charleston, South Carolina 29413
(843) 805-6550
**ATTORNEYS FOR RESPONDENT
DÉCOR CORPORATION**

June 2, 2017.

CERTIFICATE OF SERVICE

I, the undersigned, attorney for Respondent Décor Corporation, do hereby certify that I have this date served the foregoing Motion for Extension of Time, dated June 2, 2017, by causing the same to be deposited in a United States Postal Service mailbox, postage prepaid, addressed to counsel of record as indicated below:

James Lynn Werner, Esquire
Jenna K. McGee, Esquire
F. Elliotte Quinn IV, Esquire
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**ATTORNEYS FOR RESPONDENT
DÉCOR CORPORATION**

Dated: June 2, 2017.

Reply to: Carmen V. Ganjehsani
Direct Dial: 803-253-8692
cganjehsani@richardsonplowden.com

June 2, 2017

The Honorable Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: *Patricia Damico, et al. v. Lennar Carolinas, LLC*
Appellate Case No. 2016-002339
Our File No.: 5563-0030

Dear Ms. Kitchings:

I am enclosing for filing the original and six copies of the Respondent Décor Corporation's Motion for Extension of Time to file the Initial Respondent's Brief and Designation of Matter to be Included in the Record on Appeal in the above referenced matter, along with our Certificate of Service. Also enclosed is our firm's check in the amount of \$25.00 to cover the filing fee for this Motion.

By copy of this letter, we are serving a copy of this Motion on counsel for the Appellant with a courtesy copy being e-mailed to all counsel for Respondents.

If you should have any questions, please do not hesitate to contact me.

Sincerely,

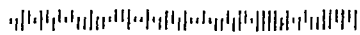


Carmen V. Ganjehsani

CVG

Enclosures

cc: James Lynn Werner, Esquire
Jenna K. McGee, Esquire
F. Elliotte Quinn IV, Esquire
Counsel for Co-Respondents (via e-mail)



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The Honorable Jenny Abbott Kitchings
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