

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Mikell R. Scarborough, Master-in-Equity

Case No. 2017-001205

Triad Mechanical Contractors, Inc., Respondent,

v.

Built Right Construction, LLC; Austin-HITT Contracting, a Corporation; Allison Smith Company, LLC; Charleston County Aviation Authority, A Body Politic; Jesse L. Blewer; Christopher Pelletier; Gene Pelletier; Federal Insurance Company/Travelers Casualty and Surety/Liberty Mutual Company; Defendants,

of which,

Built Right Construction, LLC, Chris Pelletier, and Jesse Blewer are Appellants.

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AUG 21 2017

SC Court of Appeals

APPELLANTS' MOTION FOR EXTENSION OF TIME

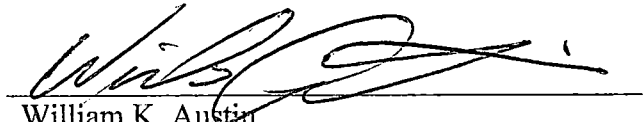
Appellants hereby move for an extension of time to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal pursuant to Rule 240, SCACR. Appellants received a copy of the transcript on July 19, 2017. Therefore, Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal is due today, August 18, 2017. However, Appellants first discovered the issue prompting the need for additional time to file yesterday, which was August 17, 2017, while working to finalize their Initial Brief.

The ground for this motion is that Appellants believe the transcript of the hearing from which this appeal arises is erroneously missing a substantial and crucial portion of the proceeding. Specifically, line 4 of page 24 reports that an "(off-the-record conference)" took place and



therefore fails to report on what was discussed during several minutes of the hearing. Appellants believe that the off-the-record conference was reported erroneously given that neither Appellant Chris Pelletier, Appellant Jesse Blewer, or their attorney, William Austin, can recall an off-the-record conference or anything close to that. Further, the statements made during the unreported time are critical to the Appeal and to understanding the exact parameters of the Master-in-Equity's ruling. An extension of time is necessary to allow Appellants to sort this issue out with the court reporter and opposing counsel.

Respectfully submitted,



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Charleston, South Carolina
August 18, 2017

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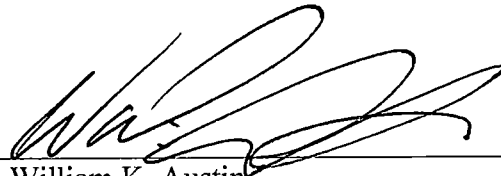
PROOF OF SERVICE

I certify that I have served a copy of Appellant's Motion for Extension of Time on the attorneys of record for all parties still active in this matter by depositing a copy of the same in the United States Mail with adequate postage affixed in two separate envelopes addressed as follows:

William R. Runyon
3 Gamecock Ave., Suite 303
Charleston, SC 29407
Attorney for Triad Mechanical
Contractors, Inc.

R. Patrick Flynn
Pope Flynn, LLC
Post Office Box 70
Charleston, SC 29402
Attorney for Austin-HITT Contracting,
a Corporation; Charleston County Aviation
Authority, A Body Politic; Federal Insurance
Company/Travelers Casualty and Surety/Liberty
Mutual Company

Respectfully submitted,



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Charleston, South Carolina
August 18, 2017

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August 18, 2017

Via U.S. Mail

Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 2921

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SC Court of Appeals

RE: Triad Mechanical Contractors, Inc. v. Built Right Construction, LLC, et al.
Case Tracking Number: 2017-001205
Motion for Extension of Time
Transcript Status
Notice of Change of Address

Dear Ms. Kitchings:


Please find enclosed Appellants' Motion for Extension of Time and Proof of Service of the same along with the \$25.00 filing fee.

In response to your inquiry into the status of the transcript, Appellants received a copy via e-mail on July 19, 2017.

Lastly, please be advised that my address has changed to address shown above.

Please contact me if you have any questions.

Sincerely,

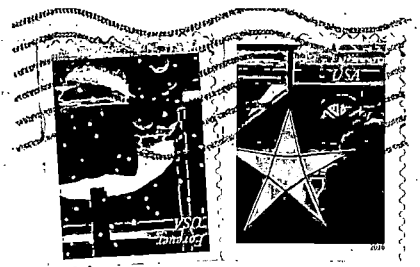


William K. Austin

cc: Pat Flynn
Bill Runyon

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Hanahan, SC 29410

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The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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