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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Clifton Newman, Circuit Court Judge

RECEIVED

Appellate Court Case No. 2017-002146 DEC 27 2017

Circuit Court Case No. 2014-CP-26-653 Court of Appeals

In Re Motions to Intervene in:

The Harbour Cove Condominium Association, Plaintiff,

v.

Centex Homes, a Nevada General Partnership, Centex Construction Company, Inc., Centex Construction, LLC, Centex-Rooney Construction Co., Inc., Centex-Rodgers, Inc., Right Way Group Inc., RWG, Inc., RWGR, Inc., South Carolina State Plastering, LLC, Georgia State Plastering, LLC, Florida State Plastering, LLC Coastal Drywall, Inc., d/b/a Coastal Plaster Systems, Lundy Dowell d/b/a Coastal Plaster Systems, Martin Masonry, Inc., Roof Doctor of the Carolinas, Inc., Richard Blackwell d/b/a Synthetic Designs, Ferst Plastering, Inc., a/k/a Ferst Exteriors, Inc., Coastal Tinting, Inc., BR Brick & Masonry, Inc., Model Home Interiors, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Steven Bosch d/b/a The Roofer Man, Frank Harris d/b/a Frank Harris Construction, Carl Williamson d/b/a Williamson Construction & Waterproofing, Stock Building Supply, LLC, f/k/a Stock Building Supply, Inc., and Morningstar Consultants, Inc., Defendants,

And

Beach Villas at Ocean Keyes Property Owners Association, Inc., Plaintiff,



v.

Ocean Keys Development, LLC, Key Construction Co., Inc. Russell P. Baltzer, First Exteriors, LLC, CareFree Exteriors Inc., Coastal Stucco, Inc., Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc., Builders FirstSource-Southeast Group, LLC, Steel Homes International, Inc., Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC, Benchmark Steel Service, LLC and Dietrich Building Systems n/k/a Clark Western Dietrich Building Systems, LLC, Defendants,

And

Ocean Keys Development, LLC and Key Construction Co., Inc., Third-Party Plaintiffs,

v.

Renaissance Steel Installation, LLC f/k/a Renaissance Steel, LLC n/k/a Innovative Steel Technologies, Benchmark Steel Erectors, and Total Construction, LLC, Third-Party Defendants,

Of whom Hartford Fire Insurance Company, Hartford Casualty Insurance Company, Hartford Underwriters Insurance Company, Clarendon National Insurance Company as successor in interest to Clarendon America Insurance Company, National Fire & Marine Insurance Company, Bitco General Insurance Corporation, Selective Insurance Company of South Carolina, Nationwide Mutual Insurance Company f/k/a Harleysville Insurance Company, Canopus US Insurance, Inc., and American Empire Surplus Lines Insurance Company are the Appellants,

And

The Harbour Cove Condominium Association, Beach Villas at Ocean Keys Property Owners Association, Inc., Ocean Keys Development, LLC, Key Construction Co., Inc., and Russell P. Baltzer are the Respondents.


MOTION FOR EXTENSION OF TIME

Pursuant to Rule 263(b), SCACR, Appellant Canopus US Insurance, Inc. (“Appellant”) respectfully moves this Court for an extension of time to file Appellant’s Return to Respondent Beach Villas at Ocean Keys Property Owners Association’s (“Respondent”) Motion to Dismiss filed in this matter. Appellant’s Return currently is due December 27, 2017. Appellant requests an extension of ten (10) days, with a new date for filing its Return January 8, 2018. Counsel for Appellant has conferred with counsel for Respondent, who has consented to this motion.

This is counsel’s first Motion for Extension of Time to file its Return to Respondent’s Motion to Dismiss. Counsel appreciates the Court’s attention and its accommodation regarding this request.

(SIGNATURE ON FOLLOWING PAGE)

Respectfully submitted,
COLLINS & LACY, P.C.

By: 
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ATTORNEYS FOR APPELLANT
CANOPIUS US INSURANCE, INC.

October 27, 2017
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Clifton Newman, Circuit Court Judge

RECEIVED
DEC 27 2017
SC Court of Appeals

Appellate Court Case No. 2017-002146

Circuit Court Case No. 2014-CP-26-6573

Beach Villas at Ocean Keyes Property Owners Association, Inc.,..... Plaintiff,

v.

Ocean Keyes Development, LLC, Keye Construction Co., Inc., Russell P. Baltzer, First Exteriors, LLC, CareFree Exteriors Inc., Coastal Stucco, Inc., Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc., Builders FirstSource-Southeast Group, LLC, Steel Homes International, Inc., Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC, Benchmark Steel Service, LLC and Dietrich Building Systems n/k/a Clark Western Dietrich Building Systems, LLC,.....
..... Defendants,

Ocean Keyes Development, LLC and Keye Construction Co., Inc.,.....
..... Third-Party Plaintiffs,

v.

Renaissance Steel Installation, LLC f/k/a Renaissance Steel, LLC n/k/a Innovative Steel Technologies, Benchmark Steel Erectors, and Total Construction, LLC,..... Third-Party Defendants,

Of whom CanopiUS US Insurance, Inc. is the Appellant

AND

Beach Villas at Ocean Keys Property Owners Association, Inc., Ocean Keys Development, LLC, Keye Construction Co., Inc., Russell P. Baltzer, First Exteriors, LLC, CareFree Exteriors Inc., Coastal Stucco, Inc., Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc., Builders FirstSource-Southeast Group, LLC, Steel Homes International, Inc., Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC, Benchmark Steel Service, LLC and Dietrich Building Systems n/k/a Clark Western Dietrich Building Systems, LLC, Benchmark Steel Erectors, and Total Construction, LLC, are the Respondents.

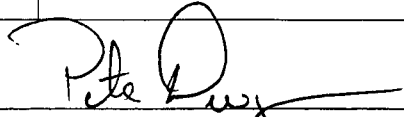
PROOF OF SERVICE

I certify that I have served the **Motion For Extension of Time [of Canopus US Insurance, Inc.]** by depositing a copy of it in the United States Mail, postage prepaid, on December 27, 2017, addressed to their attorneys of records, listed below as follows:

COUNSEL SERVED:

Preston Brittan, Esquire The Brittain Law Firm, PA 4614 Oleander Drive Myrtle Beach, SC 29577 <i>Counsel for Plaintiff</i>	Robert L. Wylie, Esquire James E. Lady, Esquire Mullen Wylie, LLC PO Box 1980 Myrtle Beach, SC 29578 <i>Counsel for Plaintiff</i>
John L. McCants, Esquire Rogers, Lewis, Jackson, Mann & Quinn, LLC Post Office Box 11803 Columbia, SC 29211 <i>Counsel for National Fire & Marine</i>	Robert Lyles, Esquire Joseph K. Cunningham, Esquire Lyles & Lyles, LLC PO Box 773 Charleston, SC 29402 <i>Counsel for Russell Baltzer</i>
Neil S. Haldrup, Esquire Thomas B. Boger, Esquire Wall Templeton & Haldrup, PA Post Office Box 1200	Christy E. Mahon, Esquire Mark S. Barrow, Esquire Sweeny Wingate & Barrow, PA Post Office Box 12129

<p>Charleston, SC 29401 <i>Counsel for Clarendon National</i></p>	<p>Columbia, SC 29211 <i>Counsel for Hartford</i></p>
<p>John T. Chakeris, Esquire Chakeris Law Firm 231 Calhoun Street Charleston, SC 29403 <i>Counsel for Harbour Cove Condominium Assoc.</i></p>	<p>Clay McCullough, Esquire Ross A. Appel, Esquire McCullough Kahn, LLC 359 King Street, Suite 200 Charleston, SC 29401 <i>Counsel for American Empire Surplus</i></p>
<p>Patrick J. McDonald, Esquire Resnick & Louis, PC 234 Seven Farms Drive, Suite 128 Charleston, SC 29492 <i>Counsel for Ocean Keyes Development, LLC</i></p>	<p>Lawrence M. Hunter, Jr., Esquire Hunter & Foster, PA Post Office Box 10309 Greenville, SC 29603 <i>Counsel for Bitco General</i></p>
<p>Dominic A. Starr, Esquire J. Christopher Clark, Esquire McAngus, Goudelock & Courie, LLC Post Office Box 1349 Myrtle Beach, SC 29578 <i>Counsel for Ocean Keyes Development, LLC & Keye Construction Co., Inc.</i></p>	<p>Phillip W. Sequi, Jr., Esquire Amanda Blundy, Esquire Sequi Law Firm 864 Lowcountry Boulevard, #A Mt. Pleasant, SC 29464 <i>Counsel for Harbour Cove Condominium Assoc.</i></p>
<p>Robert C. Calamari, Esquire Nelson Mullins Riley & Scarborough, LLP PO Box 3939 Myrtle Beach, SC 29578 <i>Counsel for Selective Insurance Company of SC and Nationwide Mutual Insurance Company n/k/a Harleysville Insurance Company</i></p>	<p>Shaun W. Cranford, Esquire Cranford Law Post Office Box 50684 Columbia, SC 29250 <i>Counsel for Harbour Cove Condominium Assoc.</i></p>



Peter H. Dworjanyn

Columbia, South Carolina
December 27, 2017



Peter H. Dworjanyn | D: 803.255.0404 | E: pdworjanyn@collinsandlacy.com

RECEIVED

December 27, 2017

DEC 27 2017

SC Court of Appeals

HAND DELIVERED

The Honorable Jenny A. Kitchings
South Carolina Court of Appeals
1220 Senatè Street
Columbia, South Carolina 29201

Re: Beach Villas at Ocean Keys Property Owners Association, Inc. v. Ocean Keys Development, LLC; Keye Construction Co., Inc.; Russell P. Baltser; First Exteriors, LLC; Carefree Exteriors, Inc., Coastal Stucco, Inc.; Richard H. Construction, LLC a/k/a Ricardo Hernandez d/b/a Richard Framing Con., Inc.; Builders FirstSource-Southeast Group, LLC; Steel Homes International, Inc.; Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC; Benchmark Steel Service, LLC; and Dietrich Building System n/k/a Clarkwestern Dietrich Building Systems, LLC v. Ocean Keys Development, LLC and Keye Construction Co., Inc. v. Renaissance Steel Installation, LLC n/k/a Renaissance Steel, LLC and Benchmark Steel Erectors
Case No.: 2017-002146
C&L File No. 001212-00254

Dear Ms. Kitchings:

Enclosed please find for filing the unbound original and seven (7) copies of the Appellant Canopus US Insurance, Inc.'s Motion for Extension of Time to file its Return to Respondent Beach Villas at Ocean Keys Property Owners Association's Motion to Dismiss. Also enclosed is our firm's check in the amount of \$25.00, representing the filing fee for same. Please file the original and return clocked copy with our courier.

I am by copy of this letter serving same on counsel of record pursuant to the Proof of Service.

Thank you for your time and attention.

Sincerely,

Peter H. Dworjanyn

PHD/msk
Enclosures
cc: with enclosures – via US Mail
Counsel of Record

Hand Deliver

with Return



1330 Lady Street, Sixth Floor (29201) Post Office Box 12487 | Columbia, SC 29211

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
1212-254

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