

86649

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Clifton B. Newman, Circuit Court Judge

Case No. 2014-CP-26-08136

**RECEIVED**  
MAY 03 2018  
SC Court of Appeals

The Greenbriar Condominium Association.....Appellants,

v.

Centex Homes, a Nevada General Partnership, Centex Construction Company, Inc., Centex Construction, LLC, Centex-Rooney Construction Co., Inc., Centex-Rodgers, Inc., Balfour Beatty Construction, LLC f/k/a Centex Construction, LLC, Right Way Construction, Inc., Right Way Group, Inc., RWG, Inc., RWGR, Inc., Craftmaster Manufacturing, Inc. d/b/a CMI, Martin Masonry, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Stock Building Supply, LLC f/k/a Stock Building Supply, Inc., Stock Building Supply, LLC, f/k/a Carolina Builders Corporations, Morningstar Consultants, Inc., LPM Enterprises, Inc. f/k/a Loss Prevention Management, Inc. a/k/a Loss Prevention Managed Home Inspections, Inc., Jeld-Wen, Inc., successor to and/or merger with Craftmaster Manufacturing, Inc. d/b/a CMI, Elite Exteriors, LLC, and South Strand Landscaping.....Respondents,

v.

Centex Homes, a Nevada General Partnership.....Respondents,

v.

Michael Dawson d/b/a Michael Dawson Construction, Inc., General Landscape Maintenance, LLC, Universal Forest Products Shoffner, LLC, Universal Forest Products, Inc., Universal Forest Products Eastern Division, Inc. n/k/a UFP Eastern Division, Inc., Weather Protection Systems, Inc., Grand Strand Roofing & Siding, Carolina Drywall & Interiors, Inc. a/k/a Carolina Drywall Contractors, Inc., Tri-City Insulation and Building Products of Myrtle Beach, Inc., American Residential Services, LLC, Thomas Heating & Cooling, Inc., JS Elite Flooring Company a/k/a JS Elite Tile Company, John Doe, Vance Johnson Plumbing Co., Inc., RJM Plumbing, Inc., Rice Planters Carpets, Inc. n/k/a Creative Touch Interiors, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc., The Martin Architectural Group, P.C., The Harman Group, Inc., f/k/a Cagley Harman & Association, Inc., Sunland Fire Protection, Inc., Cohen's Drywall Company, Inc., Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR,

Inc., Builders FirstSource-Southeast Group, LLC, and Georgetown Construction Services, Inc.....Respondents.

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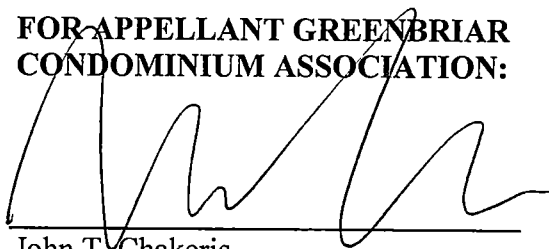
**MOTION TO ORDER TRANSCRIPT OUTSIDE DEADLINE**

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**COMES NOW** the above-named Appellant Greenbriar Condominium Association (hereinafter “Appellant”), by and through its undersigned counsel, and hereby requests permission to order the transcript of the appropriate motions hearings outside of the filing deadlines set by Rule 207 of the South Carolina Appellate Court Rules. Appellant requested the transcript of the hearings from which this appeal is taken directly from its court reporter on May 2, 2018, as evidenced in the letter attached hereto as **Exhibit A**. Counsel for the only party participating in the underlying tort action and this appeal has consented to Appellant ordering this transcript outside the deadline.

**WHEREFORE** Appellant respectfully requests that this Court issue an Order granting Appellant permission to order the relevant transcript outside the filing deadlines set forth by the South Carolina Appellate Court Rules

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# **EXHIBIT A**

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**John T. Chakeris  
Taso H. Chakeris**

**Phone: 843-853-5678  
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May 2, 2018

**Via U.S. Mail and Electronic Mail**

Natalie Dahl  
Court Reporter  
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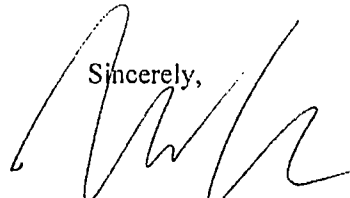
RE: The Greenbriar Condominium Association v. Centex Homes, a Nevada General Partnership, et al.  
Civil Action No.: 2014-CP-26-08136  
Appellate Case No.: 2018-000597

Dear Ms. Dahl:

I am writing to request a copy of the transcript of the hearing on Post-Trial Motions held on Tuesday, March 6, 2018 in the above-mentioned matter before the Honorable Clifton Newman. Please let me know if you require payment in advance.

Should you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely,



M. Abigail Young

MAY

cc: The Honorable Jenny Abbot Kitchings, Clerk of Court – via U.S. Mail  
John T. Chakeris, Esquire - via electronic mail only  
Shaun W. Cranford, Esquire - via electronic mail only  
All Counsel of Record - via U.S. Mail  
Office of Court Administration – via U.S. Mail

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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MAY 03 2018  
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APPEAL FROM Horry COUNTY  
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The Honorable Clifton B. Newman, Circuit Court Judge

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Inc., Builders FirstSource-Southeast Group, LLC, and Georgetown Construction Services, Inc.....Respondents.

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**PROOF OF SERVICE**

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I certify that I have served the Motion to Order Transcript Outside Deadline on Respondents by depositing a copy of it in the United States Mail, postage prepaid, on May 2, 2018 addressed to their attorneys of record, listed as follows:

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May 2, 2018  
Charleston, South Carolina

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May 2, 2018

Via Federal Express Overnight

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

RECEIVED  
MAY 03 2018  
SC Court of Appeals

RE: The Greenbriar Condominium Association v. Centex Homes, a Nevada General Partnership,  
et al.

Civil Action No.: 2014-CP-26-08136

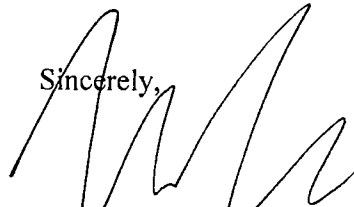
Appellate Case No.: 2018-000597

Dear Ms. Kitchings:

In response to your letter dated April 24, 2018, please find enclosed a copy of the letter to the appropriate court reporter requesting the transcript from the Post-Trial Motions hearings from which this appeal is taken. Also enclosed is the original and six (6) copies of Appellant's Motion to Order Transcript Outside Deadline, together with this firm's check in the amount of \$25.00 for the applicable filing fee. If you would, please file this motion with the Court and return a file-stamped copy thereof to my office in the enclosed self-addressed, stamped envelope.

Should you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely,



M. Abigail Young

MAY

Enclosures

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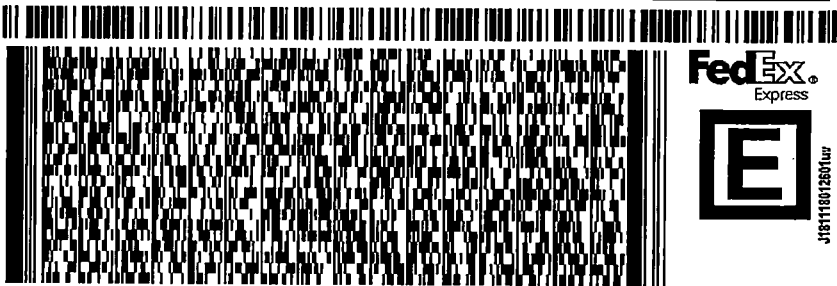
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BILL SENDER

TO THE HON. JENNY ABBOTT KITCHINGS  
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SOUTH CAROLINA COURT OF APPEALS  
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552.02762B/DCA5

(803) 734-1890 REF: GREENBRIAR/LANE  
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PO:

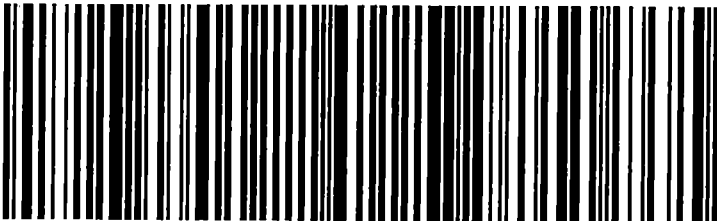


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