

26613

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Cynthia Graham Howe  
Master-in-Equity, Fifteenth Judicial Circuit

Case No.: 2009-CP-26-620  
Appellate Case No.: 2016-001075

**RECEIVED**  
MAY 09 2018  
SC Court of Appeals

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation ..... Plaintiffs,

vs.

Arthur Wayne Vereen, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, and Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust, ..... Defendants,

AND

Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc. and 29<sup>th</sup> Place Developers, Inc., ..... Third-Party Plaintiffs,

vs.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually, ..... Third-Party Defendants.

OF WHOM Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29<sup>th</sup> Place Developers, Inc. are ..... Appellants,

AND

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually are ..... Respondents.

**MOTION FOR EXTENSION OF TIME**

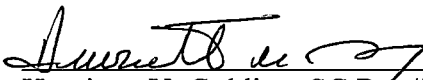
Appellants, by and through their undersigned counsel, hereby request a thirty (30) day extension of time to file their Initial Brief and Designation of Matters to be included in the Record. This request is being made due to the complexity of the case, voluminous nature of the record on appeal, and scheduling conflicts of the undersigned. The Appellants are informed and believe that their Initial Brief and Designation are due on or before May 23, 2018. With the requested extension, the new due date would be June 22, 2018. Counsel for Respondents consent to this motion.

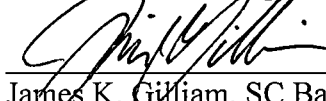
This is Appellants second request for an extension of time. Appellants do not anticipate the need to make another request for an extension of time.

WHEREFORE, having fully set before this Court the grounds for this motion, the Appellants move for an order granting a thirty (30) day extension of time for the filing of their Initial Brief and Designation of Matters.

Respectfully Submitted.

**MCNAIR LAW FIRM, P.A.**

  
\_\_\_\_\_  
Henrietta U. Golding, SC Bar #2173

  
\_\_\_\_\_  
James K. Gilliam, SC Bar #76695  
McNair Law Firm, P.A.  
2411 N. Oak Street, Suite 206 (29577)  
Post Office Box 336  
Myrtle Beach, SC 29578-0336  
Ph: (843) 444-1107; Fax: (843) 443-9137  
Email: [hgolding@mcnair.net](mailto:hgolding@mcnair.net)  
[jgilliam@mcnair.net](mailto:jgilliam@mcnair.net)  
*Attorneys for Appellants*

Myrtle Beach, South Carolina

Dated: May 8, 2018

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM Horry COUNTY  
Court of Common Pleas

The Honorable Cynthia Graham Howe  
Master-in-Equity, Fifteenth Judicial Circuit

Case No.: 2009-CP-26-620  
Appellate Case No.: 2016-001075

**RECEIVED**  
MAY 09 2018  
SC Court of Appeals

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation ..... Plaintiffs,

vs.

Arthur Wayne Vereen, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, and Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust, ..... Defendants,

AND

Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc. and 29<sup>th</sup> Place Developers, Inc., ..... Third-Party Plaintiffs,

vs.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually, ..... Third-Party Defendants.

OF WHOM Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29<sup>th</sup> Place Developers, Inc. are ..... Appellants,

AND

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually are ..... Respondents.

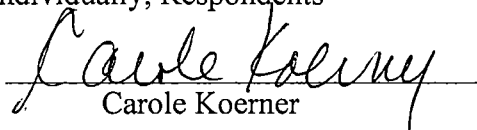
PROOF OF SERVICE

I, Carole Koerner, an employee of McNair Law Firm, P.A., attorneys for Appellants, Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, As Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, As Trustee of the Linda C. Vereen Residence Trust, and 29th Place Developers, Inc. in the above-entitled action, certify that I have served **Appellants' Motion for Extension of Time** and Proof of Service on Counsel of Record to this matter by depositing a copy in the United States Mail, first class postage prepaid on the 8th day of May, 2018 as follows:

**OTHER COUNSEL OF RECORD:**

Frank H. DuRant, Esquire  
DuRant and Martin  
Post Office Box 960  
Myrtle Beach, SC 29578-0960  
Phone: (843) 448-1541  
Fax: (843) 626-7431  
Email: [fdurant@durantandmartin.com](mailto:fdurant@durantandmartin.com)  
Attorneys for Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., and EES Construction and Consulting, Inc., Respondents

J. Jackson Thomas, Esquire  
Thomas & Brittain  
4712 Jenn Drive  
P. O. Box 1290  
Myrtle Beach, SC 29577  
Phone: (843) 692-2628  
Email: [jthomas@myrlaw.com](mailto:jthomas@myrlaw.com)  
Attorneys for E. Smith and Sons Constructions, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, Individually, Respondents

  
Carole Koerner

Myrtle Beach, South Carolina

**MCNAIR**  
ATTORNEYS

May 8, 2018

James K. Gilliam

kgilliam@mcnair.net  
T (843) 444-1107  
F (843) 444-4729

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, South Carolina 29211

Re: Ellis Smith v. Arthur Vereen  
Appellate Case no.: 2016-001075  
Our file #: 064758.00001

**RECEIVED**  
MAY 09 2018  
SC Court of Appeals

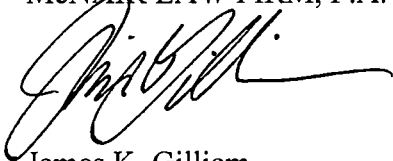
Dear Ms. Kitchings:

Enclosed for filing is an original and seven copies of Appellants' Motion for Extension of Time and Proof of Service in the above matter. Please return one filed copy of the Motion and Proof of Service in the enclosed, self-addressed stamped envelope.

Also enclosed is our firm check in the amount of \$25.00 for the filing fee. By copy of this letter, and as indicated in the Proof of Service, we are serving Counsel of Record.

Sincerely,

McNAIR LAW FIRM, P.A.



James K. Gilliam

JKG/ck

cc: Frank H. DuRant, Esquire  
J. Jackson Thomas, Esquire  
Clients (via email)

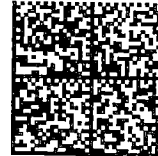
McNAIR LAW FIRM, P.A.  
Founders Centre  
2411 Oak Street, Suite 206  
Myrtle Beach, SC 29577


Enclosures

Mailing Address  
Post Office Box 336  
Myrtle Beach, SC 29578

mcnair.net

**RECEIVED**  
MAY 09 2018  
SC Court of Appeals



UNITED STATES POSTAGE  
  
PITNEY BOWES  
02 1P \$ 002.05<sup>0</sup>  
0003181123 MAY 08 2018  
MAILED FROM ZIP CODE 29577

**MCNAIR**  
ATTORNEYS

McNair Law Firm, P.A.  
Post Office Box 336  
Myrtle Beach, SC 29578

[www.mcnair.net](http://www.mcnair.net)

Jenny Abbott Kitchings, Clerk  
South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, South Carolina 29211

