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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**  
JUN 13 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. Neither the Respondents, nor the Appellants have a copy of all of the exhibits that were introduced at trial. The Court Reporter has indicated that she does not have a copy of all of the exhibits that were introduced at trial. The Respondents and Appellants have been informed that the exhibits are in storage with the Horry County Clerk of Court. Counsel for the Respondents and Appellants have agreed to meet and work together to ensure all parties have the exhibits that were introduced at trial. This case was tried over the course of nine (9) days, and there were hundreds of exhibits introduced by both parties, many of which consisted of multiple pages. Therefore, Appellants respectfully request this extension of time to review the exhibits, prepare their Initial Brief, and prepare the Designation of Matter. Counsel for Respondents consents to this motion.

Appellants are informed and believe that their Initial Brief and Designation are due on or before June 22, 2018. With the requested extension, the new due date would be July 23, 2018. Counsel for Respondents consent to this motion.

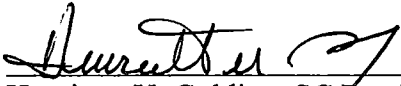
This is Appellants third request for an extension of time. Appellants do not anticipate the need to make another request for an extension of time.

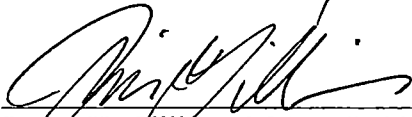
WHEREFORE, having fully set before this Court the grounds for this motion, the Appellants move for an order granting a thirty (30) day extension of time for the filing of their Initial Brief and Designation of Matters.

Respectfully Submitted.

*[signature page to follow]*

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: June 12, 2018

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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.

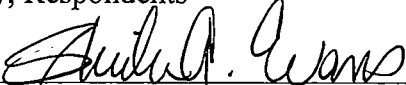
PROOF OF SERVICE

I, Sheila Evans, 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 12<sup>th</sup> day of June, 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 (29577)  
P. O. Box 1290  
Myrtle Beach, SC 29578  
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

  
\_\_\_\_\_  
Sheila Evans

Myrtle Beach, South Carolina

June 12, 2018

James K. Gilliam

jgilliam@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

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JUN 13 2018  
SC Court of Appeals

Re: **Ellis Smith v. Arthur Vereen**  
**Appellate Case No. 2016-001075**  
**Our Client Matter No. 064758.00001**

Dear Ms. Kitchings:

Enclosed for filing is an original and seven (7) 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:sae

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

Enclosures

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

Mailing Address  
Post Office Box 336  
Myrtle Beach, SC 29578

mcnair.net

**MCNAIR**  
ATTORNEYS

Post Office Box 336  
Myrtle Beach, SC 29578

JKG

The Honorable Jenny Abbott Kitchings  
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