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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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AUG 24 2018

APPEAL FROM HORRY COUNTY
Court of Common Pleas

SC Court of Appeals

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

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

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 29th 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 29th 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 TO FILE REPLY BRIEF


Appellants, by and through their undersigned counsel, hereby request a ten (10) day extension of time to file their Reply Brief. This request is being made due to the voluminous nature of Respondent's Initial Brief, which totals fifty (50) pages, and the timing of the current due date for Appellants' Reply Brief, which would fall in the Tuesday after the Labor Day Holiday. The undersigned has a planned trip with his family over Labor Day weekend. Appellants are informed and believe their Reply Brief is due on or before September 4, 2018. With the requested extension, the new due date would be September 14, 2018. Counsel for Respondents consent to this motion.

This is Appellants first request for an extension of time to file their Reply Brief. Appellants do not anticipate the need to make another request for an extension of time.

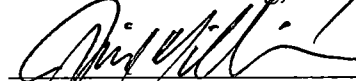
WHEREFORE, having fully set before this Court the grounds for this motion, the Appellants move for an order granting a ten (10) day extension of time for the filing of their Reply Brief.

Respectfully Submitted.

MCNAIR LAW FIRM, P.A.



Henrietta U. Golding, SC Bar #2173



James K. Gilliam, SC Bar #76695

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jgilliam@mcnair.net

Attorneys for Appellants

Myrtle Beach, South Carolina

Dated: August 23, 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

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 29th 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 29th 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.

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PROOF OF SERVICE

SC Court of Appeals

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 to File Reply Brief** 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 23rd day of August, 2018 as follows:

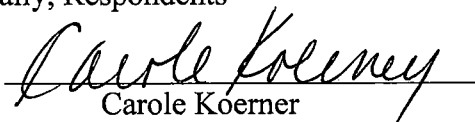
OTHER COUNSEL OF RECORD:

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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)
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Myrtle Beach, SC 29578
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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
1859844v1

August 23, 2018

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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

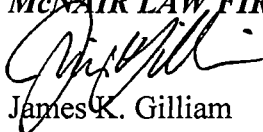
Dear Ms. Kitchings:

Enclosed for filing with the Court, please find an original and seven (7) copies of each of the Appellants' Motion for Extension of Time to File Reply Brief and Proof of Service in regards to the above referenced appeal. Also enclosed is our firm check in the amount of \$25.00 for the filing fee. Please return filed copies of the Appellants' Motion, and Proof of Service in the enclosed, self-addressed stamped envelope.

Pursuant to the Proof of Service, copies of the aforementioned documents were served on counsel of record.

Sincerely,

McNAIR LAW FIRM, P.A.



James K. Gilliam

JKG:ck

Enclosures

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

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SC Court of Appeals

M C N A I R
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Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
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