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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

RECEIVED
OCT 01 2018
SC Court of Appeals

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 RECORD ON APPEAL

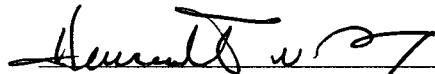
Appellants, by and through their undersigned counsel, hereby request a thirty (30) day extension of time to file the Record on Appeal. This request is being made due to the voluminous nature of the Record. With the requested extension, the new due date would be November 16, 2018. Counsel for Respondents consent to this motion.

This is Appellants first request for an extension of time to file the Record on Appeal. Appellants do not anticipate the need to make another request for an extension of time.

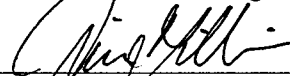
WHEREFORE, having fully set before this Court the grounds for this motion, the Appellants move for an order granting a thirty (30) day extension of time for the filing of the Record on Appeal.

Respectfully Submitted.

MCNAIR LAW FIRM, P.A.



Henrietta U. Golding, SC Bar #2173



James K. Gilliam, SC Bar #76695

McNair Law Firm, P.A.

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Attorneys for Appellants

Myrtle Beach, South Carolina
Dated: September 28, 2018

1875442v1

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vs.

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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.

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 to File Record on Appeal** 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 28th day of September, 2018 as follows:

OTHER COUNSEL OF RECORD:

Frank H. DuRant, Esquire

Julian DuRant, Esquire

DuRant and Martin

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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)

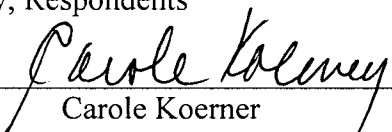
P. O. Box 1290

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Email: 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

1859844v2

September 28, 2018

James K. Gilliam

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T (843) 444-1107
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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

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Dear Ms. Kitchings:

Enclosed for filing with the Court, please find an original and six copies of each of the Appellants' Motion for Extension of Time to File Record on Appeal and Proof of Service in regards to the above referenced appeal. Please return filed copies of the Appellants' Motion for Extension of Time, and Proof of Service in the enclosed, self-addressed stamped envelope. Also enclosed is a check in the amount of \$25.00 for the filing fee.

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

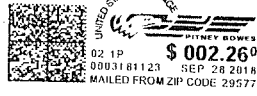
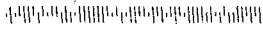
cc: Clients (*via email only*)
Frank H. DuRant, Esquire
J. Jackson Thomas, Esquire
Julian W. DuRant, Esquire

1875423v1

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