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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable Roger M. Young, Sr., Circuit Court Judge

SEP 24 2018

SC Court of Appeals

Appellate Case No. 2018-000906

Sea Island Food Group, LLC d/b/a Squeeze..... Respondent/Appellant,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, Ltd., Michael J. Quillen Family
Limited Partnership..... Defendants,

Of which Yaschik Development Company, Inc., d/b/a Yaschik
Enterprises is the Appellant/Respondent,

And of which Hilton Smith, East Bay Company, Ltd., and the Michael J.
Quillen Family Limited Partnership are Respondents.

Michael J. Quillen Family Limited Partnership..... Third-Party Plaintiff, Respondent,

v.

Top of the Bay, LLC Third-Party Defendant, Respondent/Appellant.

Top of the Bay, LLC d/b/a Club Light Fourth-Party Plaintiff, Respondent/Appellant,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik Enterprises Fourth-Party Defendant, Appellant/Respondent.

JOINT CONSENT MOTION FOR EXTENSION OF TIME

Pursuant to South Carolina Appellate Court Rules 240 and 263(b), Appellant/Respondent

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises (“Yaschik”),

Respondent/Appellant Sea Island Food Group, LLC d/b/a Squeeze (“Squeeze”), and Respondent/Appellant Top of the Bay, Inc. d/b/a Club Light (“TOTB”) (Yaschik, Squeeze, and TOTB are collectively referred to as the “Parties”) move for an extension of thirty (30) days from the existing deadline to file their Initial Briefs and Designations of Matter. In support of this motion, the Parties present the following facts.

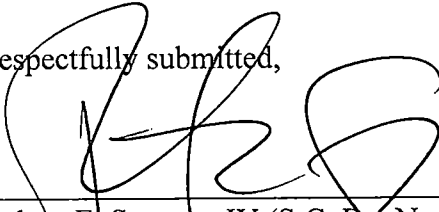
The Parties received the entire transcript of the two-week trial in this matter on August 6, 2018. The trial transcript consists of approximately two thousand pages. Pursuant to Rules 208(a)(1) and 209(a), SCACR, the Parties’ Initial Briefs and Designations of Matter were due to be filed on or before September 5, 2018. On August 17, 2018, the Court permitted a thirty (30) day extension of time to file the Parties’ Initial Briefs and Designations of Matter making these documents due to be filed and served by October 5, 2018.

Due to the complexity of this matter, the length of the trial, the size of the corresponding record, and the recent office closures resulting from Hurricane Florence, the Parties’ respectfully request a thirty (30) day extension from the existing deadline to file their Initial Briefs and Designations of Matter. The two-thousand page transcript and corresponding record will make it difficult for all counsel to analyze and designate the matters to be included in the record, fully research the legal issues involved in this matter, and prepare and file the Initial Briefs and Designations of Matter. In addition, the available time to prepare and file the documents was recently reduced due to office closures from Hurricane Florence. The Parties further assert that this request for time is not for purposes of delay or improper purpose.

The Parties’ Initial Briefs and Designations of Matter will be due on or before November 5, 2018, if the extension is granted. The Parties’ counsel has conferred with counsel for Respondents regarding this motion, and all counsel consent to the thirty (30) day extension.

For the reasons set forth herein, the Parties request a thirty (30) day extension to serve and file their Initial Briefs and Designations of Matter.

Respectfully submitted,



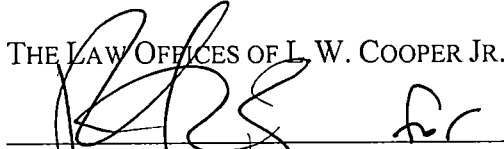
Robert E. Sumner, IV (S.C. Bar No. 71728)
E. Brandon Gaskins (S.C. Bar No. 72374)
Charles R. Scarminach (S.C. Bar No. 101582)
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*Attorneys for Appellant Yaschik Development
Company, Inc., d/b/a Yaschik Enterprises*

September 21, 2018

WE SO CONSENT:

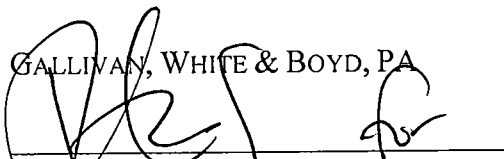
THE LAW OFFICES OF L. W. COOPER JR., LLC



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Margarete L. Allio, Esquire
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Phone: 843.375.6622

Attorneys for Respondent/Appellant Sea Island Food Group, LLC

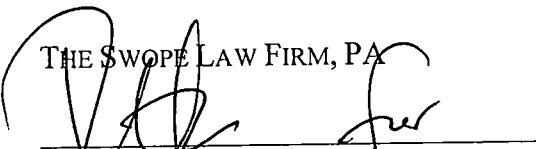
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Attorneys for Respondent Michael J. Quillen Family Limited Partnership

THE SWOPE LAW FIRM, PA



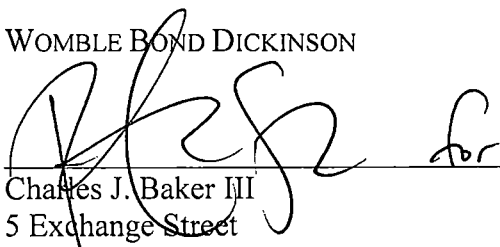
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-and-

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Attorneys for Respondent/Appellant Top of the Bay d/b/a Club Light

WOMBLE BOND DICKINSON

A handwritten signature in black ink, appearing to read 'CJ Baker III', is written over a horizontal line. To the right of the signature, the word 'for' is written in a cursive script.

Charles J. Baker III
5 Exchange Street
Charleston, SC 29401
Phone: 843.720.4619

Attorney for Respondents East Bay Company, Ltd. and Hilton Smith Jr.

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Top of the Bay, LLC, d/b/a Club Light Fourth-Party Plaintiff, Respondent/Appellant,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik EnterprisesFourth-Party Defendant, Appellant/Respondent.

PROOF OF SERVICE

This is to certify that I have this day served counsel for all parties in the foregoing matter with a copy of the foregoing *Joint Consent Motion for Extension of Time* by depositing the same

in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Lindsey W. Cooper, Jr., Esquire
Margarete Linsay Allio, Esquire
The Law Offices of L.W. Cooper Jr., LLC
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Charleston, SC 29401

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Attorneys for Respondents Hilton Smith and East Bay Company, Ltd.



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E. Brandon Gaskins (S.C. Bar No. 72374)
Charles R. Scarminach (S.C. Bar No. 101582)
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*Attorneys for Appellant Yaschik Development
Company, Inc., d/b/a Yaschik Enterprises*

September 21, 2018
Charleston, South Carolina

September 21, 2018

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VIA U.S. MAIL

The Honorable Jenny Abbott Kitchings
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Charleston, SC 29401-1428

Mailing Address:
Post Office Box 22828
Charleston, SC 29413-2828

**Re: Sea Island Food Group, LLC doing business as SQUEEZE v. Yaschik
Development Company, Inc., doing business as Yaschik Enterprises, et al.
Case No.: 2013-CP-10-7107
Appellate Case No.: 2018-000906
MVA File No.: 029018.23**

Dear Ms. Kitchings:

Enclosed for filing please find an original and seven (7) copies of Appellant's Joint Consent Motion for Extension of Time and Proof of Service in the above-referenced matter, along with our firm check no. 35236 in the amount of \$25.00 for payment of the requisite filing fee. Please file the original and return a filed-stamped copy to our office in the self-addressed stamped envelope provided.

Thank you for your assistance with this matter and please call me with any questions.

Very truly yours,

MOORE & VAN ALLEN PLLC


Robert E. Sumner, IV

Enclosures: as stated.

cc w/enc.: Lindsey W. Cooper, Jr., Esquire
Margarete Linsay Allio, Esquire
John T. Lay, Esquire
Curtis L. Ott, Esquire
Jessica A. Waller, Esquire
Shelley Sunderman Montague, Esquire
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