

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Stephanie P. McDonald, Circuit Court Judge

Case No. 2010-CP-10-10490

Appellate Case No.: 2015-001590

RECEIVED
MAR 13 2019
SC Court of Appeals

I'On Assembly, Inc., Brad J. Walbeck, and Lea Ann Adkins, individually and derivatively on behalf of I'On Assembly, Inc.,

Respondents,

v.

The I'On Company, LLC, The I'On Club, LLC, The I'On Group, LLC f/k/a Civitas, LLC, and I'On Realty, LLC

Appellants.

**CONSENT MOTION FOR EXTENSION OF TIME TO
FILE PETITION FOR REHEARING**

Justin O'Toole Lucey, Esquire (SC Bar No.: 15438)
Joshua F. Evans, Esquire (SC Bar No.: 77448)
Dabny Lynn, Esquire (SC Bar No.: 78703)
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Attorneys for the Respondents

March 13, 2019
Mt. Pleasant, SC

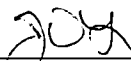
**CONSENT MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR REHEARING**

Pursuant to the South Carolina Appellate Court Rules (“SCACR”), Respondents, I’On Assembly, Inc., Brad J. Walbeck, and Lea Ann Adkins, individually and derivatively on behalf of I’On Assembly, Inc., and Appellants, The I’On Company, LLC, The I’On Club, LLC, The I’On Group, LLC f/k/a Civitas, LLC, and I’On Realty, LLC (collectively “the Parties”), respectfully move for an extension to serve and file their Petitions for Rehearing (“Petitions”) of this Court’s Substituted Opinion currently due on March 14, 2019.

The Parties request this extension due to counsels’ participation in pending mediations as well as long-standing travel plans scheduled over the course of March. As such, the Parties request a thirty (30) day extension to serve and file their Petitions which would make the Petitions due on April 15, 2019.

A check for the \$50.00 filing fee associated with this Motion, along with a proof of service of this Motion, are enclosed.

JUSTIN O’TOOLE LUCEY, P.A.

By: 

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Attorneys for Respondents

March 13, 2019
Mt. Pleasant, SC

DUFFY & YOUNG, LLC

By: JUX with permission of Brian C. Duffy
Brian C. Duffy

Seth W. Whitaker

Julie L. Moore

Duffy & Young, LLC

96 Broad Street

Charleston, SC 29401

Attorneys for Appellants

March 13, 2019
Charleston, SC

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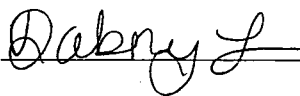
PROOF OF SERVICE

I, Dabny Lynn, hereby certify that on March 13, 2019 I served a copy of the *Consent Motion for Extension of Time to File Petition for Rehearing* on the following counsel, via United States Mail, postage pre-paid, and addressed as follows:

Brian C. Duffy
Seth W. Whitaker
Julie L. Moore
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Attorneys for Appellants

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151 Meeting Street, Suite 600
Charleston, SC 29401
Attorneys for I'On Assembly, Inc.

Signed: 

March 13, 2019
Mt. Pleasant, SC

JUSTIN O'TOOLE LUCEY, PA

Attorneys at Law

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Stephanie D. Drawdy
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Anna S. McCann
Lauren M. Milton
Taylor M. Morris
Sohayla M. Roudsari

March 13, 2019

VIA HAND DELIVERY

Jenny Abbott Kitchings
South Carolina Court of Appeals Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

Re: *Brad Walbeck v. The I'On Company*
Appellate Case No.: 2015-001590

RECEIVED

MAR 13 2019

SC Court of Appeals

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of the *Consent Motion for Extension of Time to File Petition for Rehearing* of the Court's Substituted Opinion in the above-referenced matter. Also enclosed is a proof of service of this document upon counsel and a check in the amount of \$50.00 for filing this Motion. Please return the additional filed copy to our courier.

Thank you for your time and attention to this matter.

Sincerely,



Annette Mixson
Paralegal

DL/amm

Enclosures

cc: Brian C. Duffy, Esquire
Julie L. Moore, Esquire
Seth W. Whitaker, Esquire
Timothy W. Bouch, Esquire
Yancey A. McLeod, III, Esquire
Shawn R. Mullins, Esquire