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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Appellate No. 2018-002277

RECEIVED
MAY 03 2019
SC Court of Appeals

American Star Development SC, LLC; KKMC Investments, LLC; and 211, LLC..... Plaintiffs,

v.

PulteGroup, Inc.; Pulte Home Corporation, n/k/a Pulte Home Company, LLC; and JW Homes, LLC..... Defendants,

Of which American Star Development SC, LLC is the Appellant,

And Pulte Home Corporation, n/k/a Pulte Home Company, LLC is the Respondent.

**RESPONDENT’S MOTION FOR FIRST EXTENSION OF TIME TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER**

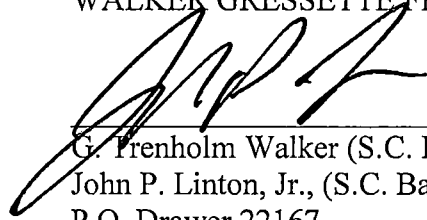
Pursuant to Rules 240 and 263(b), SCACR, Respondent, by and through its undersigned counsel, hereby moves the Court for an order granting Respondent a thirty (30) day extension of time, until June 5, 2019, in which to file and serve Respondent’s Initial Brief and Designation of Matter. The deadline for filing Respondent’s Brief and Designation of Matter is May 6, 2019. Respondent would submit that the extension is necessary due to counsel’s current schedule and case load. This deadline has not previously been extended.

By copy to opposing counsel, I am advising them of this request for a first extension.

This Motion is made for good cause, in good faith, and not for the purposes of delay.

Respectfully submitted,

WALKER GRESSETTE FREEMAN & LINTON, LLC



G. Frenholm Walker (S.C. Bar No. 5777)

John P. Linton, Jr., (S.C. Bar No. 79130)

P.O. Drawer 22167

Charleston, SC 29413

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LINTON@WGFLAW.COM

ATTORNEYS FOR RESPONDENT,
PULTE HOME CORPORATION, n/k/a
PULTE HOME COMPANY, LLC

May 2, 2019
Charleston, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

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..... Plaintiffs,

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PulteGroup, Inc.; Pulte Home Corporation, n/k/a Pulte Home Company, LLC; and JW Homes,
LLC, Defendants,

Of which American Star Development SC, LLC is theAppellant,

And Pulte Home Corporation, n/k/a Pulte Home Company, LLC is theRespondent.

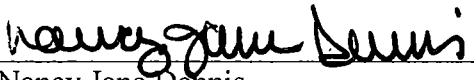
PROOF OF SERVICE

I certify that I have served the **Respondent's Motion for First Extension of Time to File An Initial Brief and Designation of Matter** by depositing a copy in the United States Mail, postage prepaid, on May 2, 2019, addressed to the attorneys of record:

E. Brandon Gaskins, Esq.
Charles R. Scarminach, Esq.
Moore & Van Allen PLLC
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Charleston, SC 29401
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97 Broad Street
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Mark V. Hanrahan, Esq.
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1600 Parkwood Circle, Ste. 200
Atlanta, GA 30339
Attorneys for Defendant JW Homes, LLC



Nancy Jane Dennis
Paralegal

JOHN P. LINTON, JR.
Direct: 843.727.2252
Email: Linton@WGFLAW.com

May 2, 2019

US MAIL FEDERAL EXPRESS

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

RECEIVED
MAY 03 2019
SC Court of Appeals

Re: American Star Development, etc., et al., v. PulteGroup, Inc., et al.
Appellate Case No. 2018-002277
WGFL File No.: 7887.002

Dear Ms. Kitchings:

Enclosed please find the original and six copies of Respondent's Motion for Extension of Time to File Initial Brief and Designation of Matter with Proof of Service and \$50 filing fee.

Your courtesies and consideration of this matter are greatly appreciated.

Sincerely yours,

WALKER GRESSETTE FREEMAN & LINTON, LLC


John P. Linton, Jr.

Enclosures (Motion, Proof and Check)

c: E. Brandon Gaskins, Esq.
John A. Massalon, Esq.
Mark V. Hanrahan, Esq.
Michele Lee Stumpe, Esq.

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2 Your Internal Billing Reference 1787.002

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 Recipient's Name Mr. Tony Acosta Phone _____
 Company WALKER GRESSETTE FREEMAN & LIN
 Address 1201 GARDNER ST.
 City COLUMBIA State SC ZIP 29201

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FedEx Standard Overnight
Next business morning*. Saturday Delivery NOT available.

FedEx 2Day A.M.
Second business morning*. Saturday Delivery NOT available.

FedEx 2Day
Second business afternoon*. Thursday shipments will be delivered on Monday unless Saturday Delivery is selected.

FedEx Express Saver
Third business day. Saturday Delivery NOT available.

5 Packaging *Declared value limit \$500.
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6 Special Handling and Delivery Signature Options Fees may apply. See the FedEx Service Guide.

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No Signature Required
Package may be left without obtaining a signature for delivery.

Direct Signature
Someone at recipient's address may sign for delivery.

Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery for residential addresses only.

Does this shipment contain dangerous goods?
 No Yes Yes Yes
 (Dangerous goods) (Hazardous materials) (Hazardous materials) (Hazardous materials)

Dry Ice
Dry Ice (UN1845)

Carroll

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below.
 Sender Fed Ex or Section Fed Ex Bill Recipient Third Party Credit Card Cash/Check

Total Packages _____ Total Weight _____
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Your liability is limited to US\$100 unless you declare a higher value. See the current FedEx Service Guide for details.

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