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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

MIKELL R. SCARBOROUGH, Master in Equity

Appellate Case No. 2019-001289

RECEIVED
SEP 26 2019
SC Court of Appeals

Raven's Run Homeowners Association, Inc., Appellant/Respondent,

v.

Crown Pointe Association, Inc., Lois K. Novak as Trustee of the Lois K. Novak Living Trust dated 10/14/2013, Laurie T. Herron and Mark D. Herron; James B. Kubu and Melissa F. Kubu; Leila June Johnson; Danny Ta and Anita McCauley; Robert E. Luby, Jr., and Barbara Luby; Joshua D. Coonce; Lucius Roy Junevicius, Katherine Kinlaw; Thomas K. Kuyk and Melissa Ward; Roland Franklin Wooten, III, and Teresa Key Wooten; Michael P. Horvath; Timothy E. Moylan and Karen G. Moylan; Carl A. Counasse and Maureen Counasse; David A. Frielinghaus and Holly C. Frielinghaus; Christopher S. Finley and Holly M. Finley; Shirley D. Springer a/k/a Shirly Deanna Springer, Deirdre C. Knight; Robert Shane Johnson; Eric R. Sigman; Lamar R. Graves, Jr. and Terry W. Graves; Mary Elizabeth Gladdedn; Philip Wallace and Naomi Grad; Thomas Edwin Davis and Luis Miguel Gonzalez Melchor; John R. Funkhouser and Jennifer L. Funkhouser; Gregory S. Cooper and Jane B. Cooper; Frank C. Jones, Jr. and Elise Ubele Jones; William P. Topping and Kris B. Topping; LaRhonda S. Ptichko; Kenneth L. Tully and Anna J. Tully; Defendants,

Of Whom James B. Kubu and Melissa F. Kubu, and Leila June Johnson are the Respondents

And Katherine Kinlaw is the Respondent/Appellant.

APPELLANT/RESPONDENT'S SECOND MOTION FOR
EXTENSION OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF
MATTER TO THE RECORD ON APPEAL

Appellant/Respondent Raven's Run Homeowners Association, Inc. ("Raven's Run"), pursuant to Rule 240, SCACR, respectfully moves for a second extension of time in which to its initial brief and designation of matter to the record on appeal. Raven's Run's previous motion for extension requested until October 3, 2019. In this motion, Raven's Run respectfully requests an additional 21 days, to October 24, 2019, to file its initial brief and designation of matter. In support of this motion, Raven's Run would state as follows:

1. Raven's Run filed and served its notice of appeal on August 1, 2019. Because no transcript was ordered, Raven's Run's initial brief and designation of matter were due on or before Tuesday, September 3, 2019.¹

2. On August 30, 2019, Raven's Run served and filed its motion for extension of time to file its initial brief and designation of matter, requesting an extension to October 3, 2019. That motion is currently pending before the Court.

3. An additional extension of this deadline is needed to give appellate counsel sufficient time to become familiar with the record and to accommodate deadlines in other matters. Additionally, undersigned counsel has previously scheduled travel obligations, with non-refundable payments, October 4-6 and October 16-19.

¹ Thirty days after serving the notice of appeal, *see* Rule 208(a)(1), SCACR, is Saturday, August 31, 2019. Pursuant to Rule 263(a), SCACR, the deadline automatically rolls to the next business day, which is Tuesday, September 3, 2019, due to the Labor Day holiday.

4. In light of the foregoing, Raven's Run requests and additional extension of 21 days, to October 24, 2019.

5. Undersigned counsel certifies that this extension is sought in good faith and not for purposes of delay.

Respectfully submitted,



William W. Wilkins (S.C. Bar No. 6112)

Kirsten E. Small (S.C. Bar No. 75681)

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Attorneys for Appellant/Respondent

Raven's Run Homeowners Association, Inc.

September 24, 2019
Greenville, South Carolina

CERTIFICATE OF SERVICE

I certify that I have served the foregoing Appellant/Respondent's Second Motion for Extension of Time to File Initial Brief and Designation of Matter to the Record on Appeal on Respondents and on Respondent/ Appellant by depositing a copy of it in the United States Mail, postage prepaid on September 24, 2019, addressed to their counsel of record, as shown below:

Edward K. Pritchard, Jr.
LAW OFFICES OF EDWARD K. PRITCHARD, JR.
P.O. Box 639
Sullivan's Island, SC 29482

*Counsel of Record for Respondents James and
Melissa Kubu*

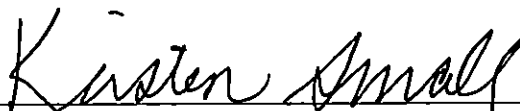
Jeffrey T. Spell
LAW OFFICE OF JEFFREY T. SPELL
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Charleston, SC 29407

*Counsel of Record for Respondent Leila June
Johnson*

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Charleston, SC 29407

*Counsel of Record for
Respondent/Appellant Katherine Kinlaw*

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Kirsten E. Small
Member
Bar of the State of NC, MD
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SC Court of Appeals

September 24, 2019

Hon. Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

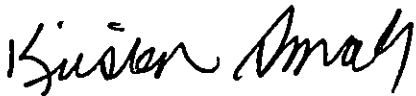
Re: *Raven's Run Homeowners Association, Inc., Appellant/Respondent v. James B. and Melissa F. Kubu, Leila June Johnson, Respondents, and Katherine Kinlaw, Respondent/Appellant*
Appellate Case No. 2019-001289

Dear Ms. Kitchings:

Regarding the above-referenced case, enclosed please find the original and 7 copies of Appellant/Respondent's Second Motion for Extension of Time to file Initial Brief and Designation of Matter to the Record on Appeal. Also enclosed is a check for \$50.00, representing the filing fees for this motion. Please file the original and 6 copies, and return one, file-stamped copy in the enclosed, postage-paid envelope.

By copy of this letter, I have served counsel for Respondents and for Respondent/Appellant, as indicated in the Certificate of Service.

Very truly yours,



Kirsten E. Small

cc: Counsel of Record

Charleston
Charlotte
Columbia
Greensboro
Greenville
Hilton Head
Myrtle Beach
Raleigh

Hasler: 8924/2019
USPS POSTAGE \$001.90⁰⁰
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P.O. Drawer 10646
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Hon. Jenny Abbot Kitchings, Clerk
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