

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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S.C. SUPREME COURT

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Appellate Case No. 2019-001053

Ex. Parte: Hartford Fire Insurance Company, Hartford Casualty Insurance Company, American Empire Surplus Lines Insurance Company, BITCO General Insurance Corporation, Clarendon National Insurance Company, Harleysville Insurance Company n/k/a Nationwide Insurance Company, Selective Insurance Company, Crum & Forster Specialty Insurance Company, and First Mercury Insurance Company, Appellants

In Re:

The Havens Condominium Association, Plaintiff,

v.

Centex Homes, et al., Defendants,

The River Crossing Condominium Association, and Vincent J. Tamburro, on behalf of himself and others similarly situated Plaintiffs

v.

Centex Homes, et al., Defendants,

The Tanglewood Condominium Association Plaintiff,

v.

Centex Homes, a Nevada General Partnership, et al., Defendants,

The Woodlands Condominium Association Plaintiff,

v.

Centex Homes, a Nevada General Partnership, et al., Defendants,

Of Which, The Havens Condominium Association, The River Crossing Condominium Association, Vincent J. Tamburro, The Tanglewood Condominium Association, The Woodlands Condominium Association, and Centex Homes, a Nevada General Partnership, are the Respondents.

Appellants' Joint Motion for an Extension of Time to File Reply Briefs

Appellants' Harleysville Insurance Company n/k/a Nationwide Insurance Company, Selective Insurance Company, American Empire Surplus Lines Insurance Company, Clarendon National Insurance Company, successor by merger to Clarendon America Insurance Company, Crum & Forster Specialty Insurance Company, First Mercury Insurance Company, BITCO General Insurance Corporation (the "Insurers") and Hartford Fire Insurance Company and Hartford Casualty Insurance Company ("Hartford") respectfully request a 20-day extension of time to file their reply briefs in the above-captioned consolidated appeal. This is the Insurers and Hartford's first request for an extension of time for this brief.

The Insurers and Hartford each intend to file a reply brief responding to the separate briefs of Respondent Centex Homes and the remaining Respondents. The additional time will allow the Insurers and Hartford time to review, approve, and finalize their reply briefs. The additional time will also allow the parties to confer regarding the voluminous record on appeal as currently designated to determine whether they can eliminate some of the repetitive items designated by the parties.¹

Based on the Insurers and Hartford's calculations, the reply briefs to Respondent Centex's brief are currently due on Thursday, March 5, 2020; the reply briefs to the remaining Respondents' brief are currently due on Monday, March 2, 2020. With a uniform 20-day extension to the last-served brief, the new deadline for the Insurers and Hartford to file their reply briefs would run through Wednesday, March 25, 2020.

¹ The Insurers designated 81 items, Hartford designated 11 items, and Respondent Centex Homes designated 137 documents for inclusion in the record on appeal. The remaining Respondents adopted Appellants' designations. The Insurers and Hartford have circulated a draft stipulation that would eliminate duplicative material to limit the record to a single volume. They will continue to confer with the remaining parties to try to reach an agreement.

Therefore, the Insurers and Hartford request that the Court enter an order extending the deadline for their reply briefs through Wednesday, March 25, 2020. The Insurers and Hartford request that the current deadlines be held in abeyance while the Court considers this request.

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Proof of Service

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Harleysville Insurance Company n/k/a Nationwide Insurance Company and Selective Insurance Company, certify that I have served all counsel in this action with a copy of the document(s) set forth below by mailing a copy by United States Mail, postage prepaid, to the following address(es):

Pleadings: **Appellants' Joint Motion for an Extension of Time to File Reply Briefs**

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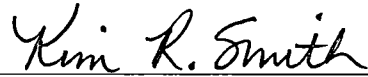
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