

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

**Apr 16 2020**

**SC Court of Appeals**

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Benjamin H. Culbertson

Carolina Cool, Inc. .... Plaintiff,

v.

Garrard Construction Group, Inc., Dave & Buster's of South Carolina, Inc., and  
Broadway at the Beach, Inc., and Billys Plumbing Company, LLC ..... Defendants,

AND

Garrard Construction Group, Inc. .... Third-Party Plaintiff,

v.

RLI Insurance Company ..... Third-Party Defendant

of Which Carolina Cool, Inc. is the ..... Respondent,

and

Garrard Construction Group, Inc. is the ..... Appellant

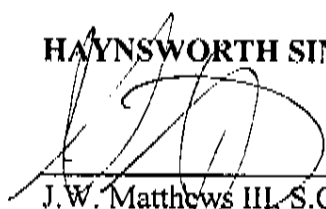
**CONSENT MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S  
INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE  
RECORD ON APPEAL**

As established by the Court's order filed March 2, 2020 and per the Supreme Court of South Carolina's Order dated March 20, 2020 (extending deadline 20 days), Appellant's current deadline to file and serve its Initial Appellant's Brief and accompanying Designation of Matter to be Included in the Record on Appeal is May 5, 2020. Pursuant to Rule 263(b), SCACR, Appellant

respectfully moves for a thirty (30) day extension of time in which to file these materials, making them due on June 4, 2020. Counsel seeks this extension due to workload and staffing concerns that have been exacerbated by the COVID-19 emergency. Counsel for the Respondent has graciously consented to this request. In the meantime, Appellant asks that the current deadline for filing these materials be stayed pending resolution of this request.

Respectfully Submitted,

**HAYNSWORTH SINKLER BOYD, P.A.**



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Elizabeth L. Bakker, S.C. Bar No. 100667  
Sarah P. Spruill, S.C. Bar No. 68337  
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*Attorneys for Appellant*

April 16, 2020  
Greenville, South Carolina

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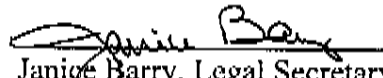
and

Garrard Construction Group, Inc. is the ..... Appellant

**PROOF OF SERVICE**

I certify that I have served *Appellant's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in the Record on appeal* on all attorneys of record by depositing a copy of the same in the United States Mail, postage prepaid, on April 16, 2020, addressed to:

Robert T. Lyles Lyles and Associates, LLC 1037 Chuck Dawley Blvd., St. G-100 Mt. Pleasant, SC 29464	Joseph Kendrick Cunningham Joe Cunningham Law, LLC 1731 Lady Cooper Street Charleston, SC 29412-3526
Mark David Neill Mary Anna Neill Neill Law Firm, PA P.O. Box 2810 Murrells Inlet, SC 29576	Jordan W. Hyman 1208 Third Ave. Conway, SC 29526

  
Janice Barry, Legal Secretary  
HAYNSWORTH SINKLER BOYD, P.A.  
ONE North Main Street, 2<sup>nd</sup> Floor  
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April 16, 2020

SARAH P. SPRUILL  
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sspruill@hablawfirm.com

**VIA FACSIMILE ONLY (803) 734-1839**

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

**RECEIVED****Apr 16 2020****SC Court of Appeals**

Re: *Carolina Cool, Inc. v. Garrard Construction Group, Inc., et al.*  
Appellate Case No.: 2020-000273

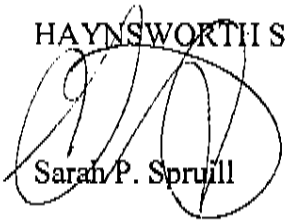
Dear Ms. Kitchings:

This firm represents the Appellant, Garrard Construction Group, Inc., in the above matter. Enclosed for filing, please find a *Consent Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal*, together with our Proof of Service for the same. We have not included a filing fee consistent with the Supreme Court of South Carolina's Order dated March 20, 2020.

If you have any questions, please give me a call. Thank you for your assistance in this matter. Please note service on counsel of record by copy of this letter. In the meantime, we ask that the current filing deadline be stayed pending resolution of this request.

Sincerely yours,

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/jmb  
Enclosures

cc: Robert T. Lyles  
Joseph Kendrick Cunningham  
Mark David Neill  
Mary Anna Neill  
Jordan W. Hyman

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**RECEIVED****Apr 16 2020****SC Court of Appeals****FACSIMILE TRANSMISSION****DATE:** April 16, 2020**CLIENT-MATTER NUMBER:****To:**

<b>NAME:</b>	<b>FAX NO.:</b>	<b>PHONE NO.:</b>
The Honorable Jenny Abbott Kitchings Clerk, South Carolina Court of Appeals	803-734-1839	

**FROM:** Sarah P. Spruill**PHONE:** 864.240.3220**RE:**

*Carolina Cool, Inc. v. Garrard Construction Group, Inc., et al.*  
 Appellate Case No.: 2020-000273

**NUMBER OF PAGES WITH COVER PAGE:**

6

**Message:**

Please see attached.

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