

**THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT**

---

Appeal from Charleston County  
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

---

Case No. 2015-CP-10-00955  
Appellate Case No. 2019-001520

---

**RECEIVED**  
APR 27 2020  
SC Court of Appeals

Palmetto Pointe at Peas Island Condominium Property  
Owners Association, Inc., and Jack Love, individually, and  
on behalf of all others similarly situated,

Appellants,

v.

Island Pointe, LLC, Complete Building Corporation, Tri-  
County Roofing, Inc., WC Services, Inc., Miracle Siding,  
LLC and Wilson Lucas Sales d/b/a Miracle Siding, LLC,  
Eloy Alonzo Vasquez, JMC Construction, Inc., and JMC  
Construction, LLC,

Defendants,

Of whom JMC Construction, Inc., JMC Construction, LLC,  
and WC Services, Inc. are the

Respondents.

---

**MOTION FOR EXTENSION OF TIME  
TO FILE/SERVE INITIAL BRIEF OF APPELLANTS**

---

Justin O. Lucey (SC Bar No. 15438)  
Joshua F. Evans (SC Bar No. 77448)  
Stephanie Drawdy (SC Bar No. 70205)  
JUSTIN O'TOOLE LUCEY, P.A.  
415 Mill Street  
Mt. Pleasant, South Carolina 29464  
P.O. Box 806 (29465)  
(843) 849-8400

*Attorneys for Appellants*

Edward D. Buckley, Jr. (SC Bar No. 994)  
YOUNG CLEMENT RIVERS, LLP  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 724-5446

*Attorneys for Appellants*

NOW COME Appellants, Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc., and Jack Love, individually, and on behalf of all others similarly situated, by and through their undersigned counsel, on the grounds stated below, and, pursuant to Rule 263(b), SCACR, hereby move this Honorable Court for an extension of thirty (30) days' time to file/serve their initial brief and corresponding designation of matter to be included in the record on appeal.

1. Appellants received the last of the transcripts necessary for this appeal on March 24, 2020; consequently, Appellants initial briefing deadline is today, April 23, 2020, pursuant to Rule 208(a)(1), SCACR.

2. Because of other time commitments/disruptions (both work and non-work related, including those occasioned by the ongoing COVID-19 emergency), Appellants' counsel requests an extension of Appellants' current initial briefing deadline by thirty (30) days, i.e., an extension of the deadline through Tuesday, May 26, 2020.<sup>1</sup>

3. The undersigned respectfully submits that there is good cause to grant the requested relief, as it is consistent with the interests of justice and will not work any undue prejudice upon Respondents.

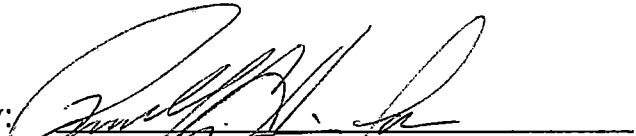
---

<sup>1</sup> The 30<sup>th</sup> day after today is Saturday, May 23, 2020. Monday, May 25, 2020, is the Memorial Day holiday. Accordingly, the new deadline would be carried over to Tuesday, May 26, 2020.

WHEREFORE, Appellants respectfully request that this Honorable Court extend their initial briefing/designation of matter deadline through Tuesday, May 26, 2020. Further, Appellants respectfully request that the Court hold their present initial briefing/designation of matter deadline in abeyance until it acts upon this request.

Respectfully submitted,

By:



Justin O. Lucey (SC Bar No. 15438)  
Joshua F. Evans (SC Bar No. 77448)  
Stephanie Drawdy (SC Bar No. 70205)  
JUSTIN O'TOOLE LUCEY, P.A.  
415 Mill Street  
Mt. Pleasant, South Carolina 29464  
P.O. Box 806 (29465)  
(843) 849-8400

*and*

Edward D. Buckley, Jr. (SC Bar No. 994)  
YOUNG CLEMENT RIVERS, LLP  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 724-5446

*Attorneys for Appellants*

Dated: 4/23/20

**THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT**

---

Appeal from Charleston County  
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

---

Case No. 2015-CP-10-00955  
Appellate Case No. 2019-001520

---

Palmetto Pointe at Peas Island Condominium Property  
Owners Association, Inc., and Jack Love, individually, and  
on behalf of all others similarly situated,

Appellants,

v.

Island Pointe, LLC, Complete Building Corporation, Tri-  
County Roofing, Inc., WC Services, Inc., Miracle Siding,  
LLC and Wilson Lucas Sales d/b/a Miracle Siding, LLC,  
Eloy Alonzo Vasquez, JMC Construction, Inc., and JMC  
Construction, LLC,

Defendants,

Of whom JMC Construction, Inc., JMC Construction, LLC,  
and WC Services, Inc. are the

Respondents.

---

**PROOF OF SERVICE**

---

Justin O. Lucey (SC Bar No. 15438)  
Joshua F. Evans (SC Bar No. 77448)  
Stephanie Drawdy (SC Bar No. 70205)  
JUSTIN O'TOOLE LUCEY, P.A.  
415 Mill Street  
Mt. Pleasant, South Carolina 29464  
P.O. Box 806 (29465)  
(843) 849-8400

*Attorneys for Appellants*

Edward D. Buckley, Jr. (SC Bar No. 994)  
YOUNG CLEMENT RIVERS, LLP  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 724-5446

*Attorneys for Appellants*

**RECEIVED**  
APR 27 2020  
SC Court of Appeals

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants, Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc., and Jack Love, individually, and on behalf of all others similarly situated, certify that the **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF APPELLANTS** was served on all other parties to this appeal on April 23, 2020, a copy thereof deposited in the U.S. Mail properly posted for delivery to the following addressees:

Andrew N. Cole, Esquire  
COLLINS & LACY, P.C.  
P.O. Box 12487  
Columbia, SC 29211

*Attorneys for Respondents  
JMC Construction, Inc.,  
and JMC Construction, LLC*

James A. Atkins, Esquire  
CLAWSON AND STAUBES, LLC  
126 Seven Farms Dr., Ste. 200  
Charleston, SC 29492

*Attorneys for Respondents  
WC Services, Inc.*

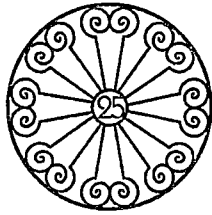
Respectfully submitted,

By: 

Russell G. Hines (SC Bar No. 72100)  
YOUNG CLEMENT RIVERS, LLP  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 724-5446

*Attorneys for Appellants*

Dated: 4/23/20



# YCR LAW

Pollyana Bell  
Project Assistant

Direct Dial: (843) 724-6616  
Direct Fax: (843) 579-1369  
E-mail: [pbell@ycrlaw.com](mailto:pbell@ycrlaw.com)

April 23, 2020

**VIA FACSIMILE AND US MAIL**

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

Re: Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc.,  
and Jack Love, individually, and on behalf of all others similarly situated v. JMC  
Construction, Inc., JMC Construction, LLC, and WC Services, Inc.  
Appellate Case No. 2019-001520  
Case No.: 2015-CP-10-0955  
YCR File: 15491-20150066

**RECEIVED**  
APR 27 2020  
SC Court of Appeals

Dear Ms. Kitchings:

Please find enclosed the original and one (1) copy of a Motion for Extension of Time to File/Serve Initial Brief of Appellants, as well as the original and one (1) copy of a Proof of Service regarding the same. If we need to provide additional copies or a \$50 filing fee, please let us know and we will forward that immediately, but we believe neither things are currently required.

Kindly file the original and return one (1) court-stamped copy to me using the pre-stamped envelope provided. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Pollyana Bell  
Project Assistant

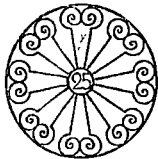
/pbb

Enclosures

cc: Joshua F. Evans, Esquire, Justin O'Toole Lucey, P.A.  
Justin O. Lucey, Esquire, Justin O'Toole Lucey, P.A.  
Andrew N. Cole, Esquire, Collins & Lacy, P.C.  
James A. Atkins, Esquire, Clawson & Staubes, LLC

② CALHOUN STREET, SUITE 400, P.O. BOX 993, CHARLESTON, SC 29402 • (843) 577-4000 • [www.ycrlaw.com](http://www.ycrlaw.com)

Charleston • Columbia



**YCR LAW**  
Young Clement Rivers, LLP

25 CALHOUN STREET, SUITE 400-  
P.O. Box 993  
CHARLESTON, SC 29402

**RECEIVED**

APR 27 2020

**SC Court of Appeals**

RGH  
15491-20150066

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

Hasler

FIRST-CLASS MAIL

**US POSTAGE \$000.80<sup>00</sup>**



ZIP 29401  
011E12650887

