

# YCR LAW

Pollyana Bell  
Project Assistant

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April 24, 2020

**RECEIVED**

**APR 27 2020**

**S.C. SUPREME COURT**

**VIA FACSIMILE & U.S. MAIL**

Honorable Daniel E. Shearouse, Clerk  
South Carolina Supreme Court  
P. O. Box 11330  
Columbia, SC 29211-1330

Re: Andrew and Kimberly McIntire v. SeaQuest Development Company, Inc  
Appellate Case No. 2017-001270  
Case No.: 2016-CP-10-1833  
Claim No.: 100-00-002622  
Date of Loss: 7/24/2008  
YCR File: 9795-20160374

Dear Mr. Shearouse:

Please find enclosed an original and one (1) copy of a Motion for Extension of Time to File/Serve Petition for a Writ of Certiorari as well as the original and one (1) Proof of Service. Kindly return one (1) court stamped copy to us in the self-addressed envelope.

By copy of this letter we are sending one (1) copy to the Court of Appeals.

If additional copies or a filing fee are needed please let us know. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Pollyana Bell  
Project Assistant

/pbb

Enclosures

cc via fax & U.S. mail: Jenny Abbott Kitchings, Clerk of Court, SC Court of Appeals

cc via e-mail & U.S. mail: Andrew K. Epting, Jr., Esquire

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

**RECEIVED**

APR 27 2020

Appeal from Charleston County  
Court of Common Pleas

S.C. SUPREME COURT

Jean Hoefer Toal, Circuit Court Judge

Opinion No. 2019-UP-413 (S.C. Ct. App. filed December 31, 2019)

Andrew and Kimberly McIntire,

Respondents,

v.

Sequest Development Company, Inc.; Red Bay Constructors Corp.;  
Benzenberg Custom Cabinets, Inc.; Jonathan Marshall Construction;  
Coastal Window & Door Center of Charleston, LLC; Carolina Window &  
Millwork, LLC n/k/a Carolina Window & Millwork-Omni Glass Industries, LLC;  
Southcoast Exteriors, Inc.; Michael Casteen d/b/a Casteen Custom Cabinets;  
Quality Cedar Products, Inc. of Michigan d/b/a Michigan Prestain Co.;  
Coastal Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a  
Jerry's Tile & Marble, LLC; Lowcountry Fireplaces, Inc.;  
Carolina Pest Solutions, Inc.; New South Construction Supply, LLC,

Defendants,

Of which Sequest Development Company, Inc., is the

Petitioner.

**MOTION FOR EXTENSION OF TIME TO FILE/SERVE  
PETITION FOR A WRIT OF CERTIORARI**

YOUNG CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)

Edward D. Buckley, Jr. (SC Bar No. 994)

Jason A. Daigle (SC Bar No. 73308)

Russell G. Hines (SC Bar No. 72100)

25 Calhoun Street, Suite 400

Charleston, South Carolina 29401

P.O. Box 993 (29402)

(843) 720-5488

*Counsel for Petitioner*

**Other Counsel of Record:**

Andrew K. Epting, Jr.

Jaan G. Rannik

ANDREW K. EPTING, JR., LLC

46A State Street

Charleston, South Carolina 29401

(843) 377-1871

*Counsel for Respondents*

NOW COMES Petitioner, Sequest Development Company, Inc. (“Sequest”), by and through its undersigned counsel, on the grounds stated below, and, pursuant to Rule 263(b), SCACR, as well as the Court’s order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, hereby moves for an extension of ten (10) days’ time to file/serve a petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review its decision in this matter.

1. The Court of Appeals denied rehearing by order filed March 27, 2020, making the deadline to file/serve a petition for a writ of certiorari Monday, April 27, 2020, pursuant to Rule 242(c), SCACR.

2. Due to other time commitments/disruptions (both work- and non-work-related, including those occasioned by the ongoing COVID-19 emergency), the undersigned asks for the Court’s allowance of ten (10) additional days, i.e., ten (10) days beyond the present April 27, 2020, deadline, to file/serve Sequest’s cert petition, submitting, most respectfully, that there is good cause to allow the requested dispensation, as it is in furtherance of the interests of justice; it will not work any undue prejudice upon any other party; and it is consistent with the extension protocol established by the Court’s aforementioned order of July 16, 2014.

WHEREFORE, Sequest respectfully requests that this Honorable Court allow it an additional ten (10) days to file/serve its petition for a writ of certiorari in

this matter, i.e., to extend the deadline for such petition through May 7, 2020.  
Additionally, Seaquest respectfully requests that the Court hold the present deadline  
in abeyance until it acts upon this motion.

Respectfully submitted,  
YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)  
Edward D. Buckley, Jr. (SC Bar No. 994)  
Jason A. Daigle (SC Bar No. 73308)  
Russell G. Hines (SC Bar No. 72100)  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 720-5488

*Counsel for Respondent*

Charleston, South Carolina

Dated: 4/24/20

**THE STATE OF SOUTH CAROLINA  
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S.C. SUPREME COURT

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Millwork, LLC n/k/a Carolina Window & Millwork-Omni Glass Industries, LLC;  
Southcoast Exteriors, Inc.; Michael Casteen d/b/a Casteen Custom Cabinets;  
Quality Cedar Products, Inc. of Michigan d/b/a Michigan Prestain Co.;  
Coastal Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a  
Jerry's Tile & Marble, LLC; Lowcountry Fireplaces, Inc.;  
Carolina Pest Solutions, Inc.; New South Construction Supply, LLC,

Defendants,

Of which Seaquest Development Company, Inc., is the

Petitioner.

**PROOF OF SERVICE**

YOUNG CLEMENT RIVERS, LLP

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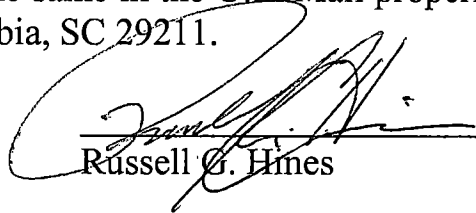
(843) 720-5488

*Counsel for Petitioner*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Respondent, hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE/SERVE PETITION FOR A WRIT OF CERTIORARI** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on April 24, 2020, properly posted for delivery to the following addressees:

Andrew K. Epting, Jr., Esquire  
Jaan G. Rannik, Esquire  
Andrew K. Epting, Jr., LLC  
46A State Street  
Charleston, SC 29401  
*Counsel for Respondents*

I also certify that, on this date, April 24, 2020, a copy of the foregoing **MOTION FOR EXTENSION OF TIME TO FILE/SERVE PETITION FOR A WRIT OF CERTIORARI** is being sent to the South Carolina Court of Appeals via fax and also via depositing a copy of the same in the U.S. Mail properly addressed to that court at P.O. Box 11629, Columbia, SC 29211.

  
\_\_\_\_\_  
Russell G. Hines

Charleston, South Carolina

Dated: 4/24/20