

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Honorable Henry W. Brown  
Special Referee

---

Appellate Case Number 2019-000513

---

**RECEIVED**  
**May 21 2020**  
**SC Court of Appeals**

Brown Contractors, LLC, under S.C. Residential Builders License No. 20378, .....  
.....Appellant/Respondent,

v.

Andrew Joseph McMarlin a/k/a Andrew Joseph McMarlin and Amy Salzhauer, .....  
.....Respondents/Appellants.

And

Andrew McMarlin and Amy Salzhauer, .....Respondents/Appellants,

v.

James Brown, IV and Brown-Meihaus Construction Co., LLC, .....Third-Party Defendants.

---

**RESPONDENTS/APPELLANTS’  
MOTION TO FILE OUT OF TIME  
and MOTION TO FILE ONE COPY**

---

COMES NOW THE Respondents/Appellants, Andrew McMarlin and Amy Salzhauer, who moves this Honorable Court for permission to file Respondents’ Final Brief of Respondents/Appellants and Respondents/Appellants’ Final Reply Brief on or before Monday, June 15, 2020. This motion is based on the COVID-19 emergency.

Respondents/Appellants also moves that they be permitted to file one (1) copy of each document of the final briefs set forth above.

*s/Robert T. Lyles, Jr.*

---

Robert T. Lyles, Jr. (SC Bar # 10299)  
Lyles & Associates, LLC  
1037 Chuck Dawley Blvd., Suite G-100  
Mt. Pleasant, South Carolina 29464  
843.577.7730  
rtl@lylesfirm.com  
**Attorneys for Respondents/Appellants**

Mt. Pleasant, South Carolina

May 21, 2020

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Honorable Henry W. Brown  
Special Referee

---

Appellate Case Number 2019-000513

---

**RECEIVED**  
**May 21 2020**  
**SC Court of Appeals**

Brown Contractors, LLC, under S.C. Residential Builders License No. 20378, .....  
.....Appellant/Respondent,

v.

Andrew Joseph McMarlin a/k/a Andrew Joseph McMarlin and Amy Salzhauer, .....  
.....Respondents/Appellants.

And

Andrew McMarlin and Amy Salzhauer, .....Respondents/Appellants,

v.

James Brown, IV and Brown-Meihaus Construction Co., LLC, .....Third-Party Defendants.

---

**PROOF OF SERVICE**

---

I certify that I have served a copy of the Respondents/Appellants' Motion to File Out of Time and Motion to File One Copy on counsel for the Appellant/Respondent by electronic mail to the following email address:

Robert B. Varnado  
Brown & Varnado, LLC  
P.O. Box 1127  
Mt. Pleasant, SC 29465  
rvarnado@brown-varnado.com  
**Attorneys for Appellant/Respondent**

*s/Robert T. Lyles, Jr.*

Robert T. Lyles, Jr. (SC Bar # 10299)

Lyles & Associates, LLC

342 East Bay Street

Charleston, SC 29401

843.577.7730

rtl@lylesfirm.com

**Attorneys for Respondents/Appellants**

May 21, 2020