THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE RICHLAND COUNTY
Court of Common Pleas
Thomas A. Russo, Circuit Judge

RECEIVED
Jul 02 2020
SC Court of Appeals

Appellate Case No. 2020-000054

Noel Owens, Appellant,

v.

Mountain Air Heating & Cooling, South Market Real Estate, Demetra Caldera, and Ronald Gilmer, Respondents.

OBJECTION TO APPELLANT'S MOTION FOR EXTENSION OF TIME

Respondent South Market Real Estate ("South Market") objects to Appellants request for extension for the following reasons:

1. Notice of Appeal was filed January 7, 2020 and the Transcript Request was submitted January 13, 2020.
2. In response to a letter sent by the Appellate Court on April 23, 2020, Appellant admitted to getting the Transcript April 9, triggering the 30-day timeline for the Brief. Appellant's Brief should have been received on or about May 10, 2020.
3. Appellant also argued that the 20-day extension on timelines given due to the

Covid-19 pandemic was applicable. However, Appellant was informed that the timeline did not apply to her and she would need to file a Motion seeking time extension.

4. The day after the Brief would have been due, May 11, Appellant filed a Motion for Extension. Appellant's request was granted, and the Order set the new deadline for July 2, 2020.
5. Appellant has filed a second Motion to Extend on the day the Brief was due- July 2, 2020. Both extension motions have been last minute, indicating either poor planning or a disregard for both the Respondent's and Courts time and resources, on the part of the Appellant.
6. Despite Appellants attempt to characterize this extension as "modest" it is another delay, leaving Respondent in the lurch, waiting for resolution to a case that Appellant lost on sound legal principals- an argument that Respondent South Market has not had the opportunity to advance due to Appellant's continual delays.
7. Appellant has disregarded the prescribed deadline twice and is now asking for a third opportunity to meet her obligation. Appellant filed this action, and therefore, Respondent South Market is informed and believes that Appellant should have been prepared to meet all necessary deadlines, especially considering the extension already granted.
8. Further, Appellant's second motion fails to provide any compelling reason for their delay in completing the Brief in the time required. Editing and revision are, Respondent South Market believes, not good cause. These are

standard, ubiquitous processes required of all pleadings and time to accomplish these tasks should be planned for ahead of time.

For these reasons, Respondent South Market request that the Second Motion for Extension be denied, and the action be dismissed.

_//s// Elizabeth D. Moore_____
Palmetto State Law Group, LLC
Elizabeth D. Moore
2241 Bush River Road
Columbia, South Carolina 29210
(803) 708-7442
lizzy@pslawsc.com
Attorney for Respondent

July 2, 2020
Columbia, South Carolina

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PROOF OF SERVICE

I, Elizabeth D. Moore, an attorney employed with Palmetto State Law Group, LLC, attorney for South Market Real Estate, do hereby certify that I have served a copy of the Objection to Appellant's Motion for Extension of Time in connection with the above-referenced case by delivering the same via email on July 2, 2020 to the following addresses:

Kelley R. Leddy, Esq.
Kelley@salleylawfirm.com
Kleddy@finkellaw.com

William R. Padget, Esq.
bpadget@finkellaw.com

Andrew S. Radeker, Esq.
drew@harrisonfirm.com