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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Mikell R. Scarborough, Master-in-Equity

Circuit Court Case No. 2020-CP-10-04185

Appellate Case No. 2020-001583

Bonnie Wall, individually and derivatively,
and Walter B. Wall, Jr.....Appellants,

v.

Jonathan Dye, Shaun Dye, Shellmore Homeowners' Association, Inc., and
John H. Chakides, Jr., individually and
in his capacity as Director of Shellmore Homeowners' Association, Inc.,
.....Respondents.

APPELLANTS' REPLY TO RESPONDENTS' RETURN
TO APPELLANTS' MOTION FOR AN EXTENSION

The reasoning contained in Respondents' Return to Appellants' first request for an extension is a misapprehension of Rule 208, SCACR, which clearly states that the initial brief is due "within thirty (30) days after receiving the transcript, or, *if no transcript is ordered*, within thirty (30) days after serving the notice of appeal" (emphasis added). Respondents overlook that **Appellants ordered the transcript**, which they received on

January 8, 2021. Pursuant to Rule 208, SCACR, Appellants' initial brief and designation of matter is therefore due on February 8, 2021.¹

Appellants respectfully ask this Court to grant them until March 10, 2021 (or, alternatively, until thirty days after this Court decides Respondents' Motion to Dismiss) to file their initial brief and designation of matter.

Respectfully submitted,

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February 5, 2021

¹ Appellants incorporate herein their Return to Respondent' Motion to Dismiss, which was filed with the Court of Appeals on February 1, 2021.