

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

Appeal from Beaufort County
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appellate Case No. 2020-001659
Circuit Court Case No. 2019-CP-07-00223

RECEIVED

Feb 17 2021

SC Court of Appeals

Tracey Lee Lunenburg,

Respondent,

v.

Vincent J. Aiello, Jr., Atlantic Heritage Builders, Inc.,
Yuko Construction, Inc., d/b/a Advanced Roofing, Inc.,
Bismark Lara, Premium Stucco, and Shaw
Manufacturing's Wrought Iron Works, Inc.,

Defendants,

Vincent J. Aiello, Jr. and Atlantic Heritage Builders, Inc.,

Third-Party Plaintiffs,

Palatial Homes, Inc., Palatial Homes Design, LLC, and
Palatial Building Group, LLC,

Third-Party Defendants,

Of Whom Vincent J. Aiello, Jr. and Atlantic Heritage
Builders, Inc. are,

Appellants.

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

CLEMENT RIVERS, LLP
Jason A. Daigle (SC Bar No. 73308)
Nicholas J. Rivera (SC Bar No. 77186)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for Appellants

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COME NOW Appellants, by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move for an extension of thirty (30) days' additional time to file/serve their initial brief and corresponding designation of matter to be included in the record on appeal.

Presently, by order of this Court filed January 26, 2021, the deadline for Appellants' initial brief and designation of matter is February 19, 2021. On account of work-related and other time commitments, Appellants respectfully request that this deadline be extended by 30 days (from February 19, 2021), i.e., through March 22, 2021. Respectfully, Appellants believe that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondents.

WHEREFORE, Appellants move this Honorable Court to grant them an additional extension of 30 days' time to file/serve their initial brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving their initial brief and designation of matter would be March 22, 2021, according to the undersigned's calculations. Further, Appellants respectfully request that the Court hold their present initial-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

*(Signature page for Motion for Extension of Time to File/Serve
Initial Brief of Appellants Appellate Case No. 2020-001659)*

Respectfully submitted,

CLEMENT RIVERS, LLP

By:



Jason A. Daigle (SC Bar No. 73308)
Nicholas J. Rivera (SC Bar No. 77186)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488
Attorneys for Appellants

Charleston, South Carolina

Dated: February 17, 2021

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Palatial Building Group, LLC,

Third-Party Defendants,

Of Whom Vincent J. Aiello, Jr. and Atlantic Heritage
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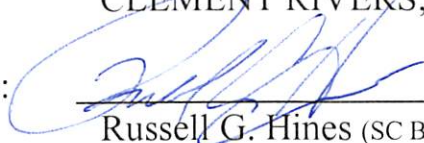
PROOF OF SERVICE

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellants, hereby 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 February 17, 2021, via email (see attached) to their following counsel of record:

Thomas J. Finn
Finn Law Firm, PC
P.O. Box 6003
Hilton Head Island, SC 29938-6003
thomas@finnlawfirmpc.com
Attorney for Respondent

Respectfully submitted,
CLEMENT RIVERS, LLP

By:



Russell G. Hines (SC Bar No. 72100)

Attorneys for Appellants

Charleston, South Carolina

Dated: February 17, 2021

Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Wednesday, February 17, 2021 11:52 AM
To: 'thomas@finnlawfirm.com'
Cc: Hines, Russell; Justman, Aimee; Daigle, Jason; Hiott, Jaime; Mixson, Kathryn; Rivera, Nicholas (Nick)
Subject: Lunenburg v. Aiello; Appellate Case 2020-001659
Attachments: Mtn for Ext of Time to File-Serve Initial Brief of Appellants.pdf

Hello, attached please find Appellants' Motion for Extension of Time to file/serve their Initial Brief in the above-referenced matter which is being filed today.

Thank you,
Pollyana Bell
Project Assistant
Commercial Litigation Practice Group
Phone:(843)720-5488 | Fax:(843)579-1369



CLEMENT RIVERS, LLP
25 Calhoun Street • Suite 400 • Charleston, SC 29401
www.clementrivers.com

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