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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Case No. 2018-CP-22-00824
Appellate Case No. 2021-000325

Evarista Juan Lorenzo, Appellant,

v.

Port City Elevator, Inc.; Alan Topper d/b/a All Construction;
2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC;
Citadel Site Management, LLC; DVBT Construction a/k/a DVBT
Construction, LLC; DVBT Multiservices, LLC; Beverly
Construction Group, LLC; Beverly Homes, LLC; Beverly
Homebuilders, LLC; Strand Paint Contractors, LLC; Depaz
Painting, LLC; Enhanced Heating & Air Conditioning, LLC;
Carlton Pender, and Joan Pender, Defendants,

Of Which,

Port City Elevator, Inc.; Alan Topper d/b/a All Construction;
2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC;
Citadel Site Management, LLC; DVBT Construction a/k/a DVBT
Construction, LLC; DVBT Multiservices, LLC; Beverly
Construction Group, LLC; Beverly Homes, LLC; Beverly
Homebuilders, LLC; Strand Paint Contractors, LLC; Depaz
Painting, LLC and Enhanced Heating & Air Conditioning, LLC
are the Respondents.

**SECOND MOTION FOR EXTENSION OF TIME FOR
APPELLANT TO SERVE AND FILE INITIAL BRIEF AND
DESIGNATION OF MATTER TO BE INCLUDED IN THE
RECORD ON APPEAL**

Pursuant to Rule 240, SCACR, appellant Evarista Juan Lorenzo ("Lorenzo") moves for an extension of time in which to serve and file Appellant's Initial Brief and Designation of Matter to be included in the Record on Appeal ("Designation of Matter"). Lorenzo is seeking an extension of thirty (30) days to file the Initial Brief and Designation of Matter which is due July 26, 2021. This is the second request for an extension filed by Lorenzo.

On June 17, 2021, an Order extending Appellant's time to file her initial brief and designation of matter on appeal was entered by this Honorable Court up and through July 26, 2021. Lorenzo now moves this Honorable Court for an additional thirty (30) days to file her initial brief and designation of matter on appeal in this case. Counsel for Lorenzo has had a dramatic increase in court hearings, depositions, and mediations following the re-opening of the Courts post COVID-19 pandemic. Due to the scheduling and time demands brought about during the unprecedented time, counsel is seeking an additional thirty (30) day extension of time to file Appellant's initial brief and designation of matter on appeal.

Lorenzo would show that an additional thirty (30) day delay will not prejudice the rights of any of the parties. Lorenzo would further show that counsel for all parties to this case have been notified of her intent to file this motion and no party has objected. Granting this motion would require the Initial Brief and Designation of Matter to be filed with the Court no later than Wednesday, August 25, 2021.

For these reasons, Lorenzo requests an extension of the deadline for filing and serving the Initial Brief and Designation of Matter until August 25, 2021.

Dated this the 16th day of July 2021.

Signature Page Follows

P. Brooke Eaves Wright

Ian D. Maguire, Esquire

SC Bar No.: 66587

P. Brooke Eaves Wright, Esquire

SC Bar No.: 102021

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Attorneys for Appellant

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LLC; Enhanced Heating & Air Conditioning, LLC; Carlton Pender, and Joan Pender,
Defendants,

Of Which,

Port City Elevator, Inc.; Alan Topper d/b/a All Construction;
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Homes, LLC; Beverly Homebuilders, LLC; Strand Paint Contractors, LLC; Depaz Painting,
LLC and Enhanced Heating & Air Conditioning, LLC are the Respondents.

PROOF OF SERVICE

I, the undersigned, of the Maguire Law Firm, attorneys for Appellant, hereby certify that I
have served the foregoing documents this the 15th day of July 2021 via electronic service to the
following individual at the following address:

DOCUMENTS SERVED:

- **Second Motion for Extension of Time for Appellant to Serve and File Initial Brief and Designation of Matter to be included in the Record on Appeal**

INDIVIDUALS SERVED:

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SERVED BY:



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**Licensed in North & South Carolina*



BARBARA J. BELCHER
Litigation Paralegal
barb@maguirelawfirm.com

July 16, 2021

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: Evarista Juan Lorenzo v. Port City Elevator, Inc.; et al
Appellate Case No.: 2021-000325
ML File No.: 1004384

Dear Ms. Kitchings:

Please find enclosed herein the original and seven (7) copies of Appellant's Second Motion for Extension of Time for Appellant to Serve and File Initial Brief and Designation of Matter to be included in the Record on Appeal. Please file stamp the extra copy and return the same to our office in the enclosed self-addressed stamped envelope.

By copy of this correspondence I am notifying all counsel of record of this communication with the Court.

With kind regards, I am,
Sincerely,

Barbara J. Belcher
Paralegal for Ian D. Maguire, Esquire
BJB/bb
Enclosures

cc: Evarista J. Lorenzo
David Starr Cobb, Esquire
William Wharton Watkins Jr., Esquire
Joseph John Dodds IV, Esquire
Morgan S. Templeton, Esquire
Lee Cannon Weatherly, Esquire
Katherine Ann Walker, Esquire
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