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Jan 04 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Judge of the South Carolina Business Court

Appellant Case Number 2021-000767

C. Barry Dykes and Barbara Eisenhardt, Individually and Derivatively On Behalf Of The Wild Wing Plantation Property Owners’ Association, Inc.,Appellants,

v.

Wild Wing Company, LLC; Sunstar, LLC; Ralph R. Teal, Jr.; SLF IV/SBI Wild Wing, LLC; SLF IV/SBI JV, LLC; SLF IV/SBI Properties MM, LLC; SLF IV/SBI Development Holdings, LLC; Wild Wing Residential Development, LLC; Stratford Land Manager, L.P. d/b/a Stratford Land; Stratford Land Fund IV, L.P.; SB Investments LLC; Realstar Management, LLC; Graeme T. Black; H. Gilford Edwards; Founders Wild Wing, LLC; Founders Group International, LLC; Dan Liu; Xian “Nick” Dou; Rick Schultz; Rick Taylor and Thomas Plankers,Respondents,

Wild Wing Plantation Owners’ Association, Inc., Nominal Defendant.

APPELLANTS’ MOTION FOR EXTENSION

COMES NOW THE Appellants, C. Barry Dykes and Barbara Eisenhardt, Individually and Derivatively On Behalf Of The Wild Wing Plantation Property Owners’ Association, Inc., who moves this Honorable Court for a thirty (30) day extension on filing the Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above-captioned appeal, due to the recent holidays, various work constraints, and preparation for an upcoming trial in Horry County Court of Common Pleas. Opposing counsel has been consulted and they have no objections.

s/Robert T. Lyles, Jr.

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Attorneys for Appellants

January 4, 2022

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LLC; SB Investment, LLC; Realstar
Management, LLC; Founders Wild Wing, LLC;
Founders Group International, LLC; and Dan
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LP**

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v.

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Wild Wing Plantation Owners’ Association, Inc., Nominal Defendant.

PROOF OF SERVICE

I certify that I have served the Appellants’ Motion for Extension to each of the following counsel of record via email January 4, 2022 as follows:

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**SLF IV/SBI JV, LLC; SLF IV/SBI Properties
MM, LLC; SLF IV/SBI Development Holdings,
LLC; Wild Wing Residential Development,
LLC; SB Investment, LLC; Realstar
Management, LLC; Founders Wild Wing, LLC;
Founders Group International, LLC; and Dan
Liu**

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**Counsel for Stratford Land Manager, LP d/b/a
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LP**

s/Robert T. Lyles, Jr.

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Attorneys for Appellants

January 4, 2022

Cindy Worsham

From: Robert Lyles
Sent: Tuesday, December 28, 2021 12:45 PM
To: Scott Talley
Cc: Cliff Rollins; Miller, David B.; Cindy Worsham; Crowl, Zachary J.; dmackelcan@cskl.law; msuttie@cskl.law; will.farley@troutman.com; Gene Matthews; dsmith@jshwlaw.com; swilson@cskl.law
Subject: Re: C. Barry Dykes v. Wild Wing Company, LLC (2021-000767)

Thank you all.


Sent from my iPhone

On Dec 28, 2021, at 11:55 AM, Scott Talley <Scott@talleylawfirm.com> wrote:

No objection.

From: Cliff Rollins <CRollins@RichardsonPlowden.com>
Sent: Tuesday, December 28, 2021 11:10 AM
To: Miller, David B. <DMiller@bellamylaw.com>; Robert Lyles <rtl@lylesfirm.com>; Cindy Worsham <cw@lylesfirm.com>
Cc: Crowl, Zachary J. <ZCrowl@bellamylaw.com>; dmackelcan@cskl.law; msuttie@cskl.law; will.farley@troutman.com; Gene Matthews <GMatthews@RichardsonPlowden.com>; Scott Talley <Scott@talleylawfirm.com>; dsmith@jshwlaw.com; swilson@cskl.law
Subject: RE: C. Barry Dykes v. Wild Wing Company, LLC (2021-000767)

Robert, I don't object.
Cliff

HOME	VCARD	BIO	LOCATION
			
C. Cliff Rollins Attorney at Law CRollins@RichardsonPlowden.com			
Richardson, Plowden & Robinson, P.A. 1900 Barnwell Street P.O. Box 7788 Columbia, SC 29202 Tel: 803.576.3712 Fax: 803.779.0016 www.RichardsonPlowden.com			

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From: Miller, David B. <DMiller@bellamylaw.com>
Sent: Tuesday, December 28, 2021 11:08 AM

To: Robert Lyles <rtl@lylesfirm.com>; Cindy Worsham <cw@lylesfirm.com>
Cc: Crowl, Zachary J. <ZCrowl@bellamylaw.com>; dmackelcan@cskl.law; msuttie@cskl.law; will.farley@troutman.com; Gene Matthews <GMatthews@RichardsonPlowden.com>; Cliff Rollins <CRollins@RichardsonPlowden.com>; scott@talleylawfirm.com; dsmith@jshwlaw.com; swilson@cskl.law
Subject: RE: C. Barry Dykes v. Wild Wing Company, LLC (2021-000767)

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We do not object.

Happy New Year,

David



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From: Robert Lyles [<mailto:rtl@lylesfirm.com>]
Sent: Tuesday, December 28, 2021 10:23 AM
To: Cindy Worsham <cw@lylesfirm.com>
Cc: Miller, David B. <DMiller@bellamylaw.com>; Crowl, Zachary J. <ZCrowl@bellamylaw.com>; dmackelcan@cskl.law; msuttie@cskl.law; will.farley@troutman.com; gmatthews@richardsonplowden.com; crollins@richardsonplowden.com; scott@talleylawfirm.com; dsmith@jshwlaw.com; swilson@cskl.law
Subject: C. Barry Dykes v. Wild Wing Company, LLC (2021-000767)

All,

I hope everyone had a Merry Christmas. Appellants' initial briefs are due on January 6. I start a week long jury trial with Bobby Wylie and Frank on January 10 and have been getting ready for that and need to request an extension for the initial brief deadline. Does anyone object?

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LYLES & ASSOCIATES, LLC
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SC Court of Appeals

Robert T. Lyles, Jr.
Member

Reply to: Main Office
E-mail: rtl@lylesfirm.com

January 4, 2022

VIA E-MAIL & U.S. MAIL

V. Claire Allen, Chief Deputy Clerk
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211
ctappfiling@sccourts.org

Re: *C. Barry Dykes vs. Wild Wing Company, LLC*
Appellate Case No. 2021-000767

Dear Ms. Allen:

Attached please find Appellants' Motion for Extension regarding the above-referenced matter. According to our calculations, Appellants' Initial Brief and Designation of Record are due on January 5, 2022. Due to the recent holidays, various work constraints, and preparation for an upcoming trial in the Horry County Court of Common Pleas, Appellants' respectfully request a thirty (30) day extension of time to file their Initial Brief and Designation of Record. Opposing counsel has been consulted and does not object.

Also enclosed please find this firm's check in the amount of \$50.00 for the filing fee.

With kindest regards, I am

Very truly yours,

LYLES & ASSOCIATES, LLC



Robert T. Lyles, Jr.

RTL/cw
Enclosures

January 4, 2022

Page 2

cc: David B. Miller, Esquire
Zachary J. Crowl, Esquire
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C. Cliff Rollins, Esquire
Scott F. Talley, Esquire
William D. Smith, Esquire
William J. Farley, III, Esquire
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