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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

Jennifer B. McCoy, Circuit Court Judge

Case No. 2016-CP-10-01833

Andrew and Kimberly McIntire,

Plaintiffs,

v.

Sequest Development Company, Inc.; Red Bay Constructors Corp.;
Benzenberg Custom Cabinets, Inc.; Jonathan Marshall Construction;
Coastal Window & Door Center of Charleston, LLC; Carolina Window &
Millwork, LLC n/k/a Carolina Window & Millwork-Omni Glass Industries, LLC;
Southcoast Exteriors, Inc.; Michael Casteen d/b/a Casteen Custom Cabinets;
Quality Cedar Products, Inc. of Michigan d/b/a Michigan Prestain Co.;
Coastal Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a
Jerry's Tile & Marble, LLC; Lowcountry Fireplaces, Inc.; Carolina Pest Solutions,
Inc.; and New South Construction Supply, LLC,

Defendants.

Sequest Development Company, Inc.,

Third-Party Plaintiff,

v.

Architectural Products of Charleston, LLC, and
Sealtight of South Carolina, LLC,

Third-Party Defendants.

Of whom Andrew and Kimberly McIntire and
Sequest Development Company, Inc., are

Appellants,

And Red Bay Constructors Corp.; Benzenberg Custom Cabinets, Inc.;
Jonathan Marshall Construction; Coastal Window & Door Center of Charleston,
LLC; Carolina Window & Millwork, LLC n/k/a Carolina Window & Millwork-

Omni Glass Industries, LLC; Southcoast Exteriors, Inc.; Michael Casteen d/b/a Casteen Custom Cabinets; Quality Cedar Products, Inc. of Michigan d/b/a Michigan Prestain Co.; Coastal Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a Jerry's Tile & Marble, LLC; Lowcountry Fireplaces, Inc.; Carolina Pest Solutions, Inc.; New South Construction Supply, LLC, Architectural Products of Charleston, LLC; and Sealtight of South Carolina, LLC, are
Respondents.

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

CLEMENT RIVERS, LLP
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Sequest Development Company, Inc.*

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

COMES NOW Appellant Seaquest Development Company, Inc., (“Seaquest”) by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of thirty (30) days’ additional time to file/serve its initial brief and corresponding designation of matter to be included in the record on appeal.

Presently, by order of this Court filed December 7, 2021, the deadline for Seaquest’s initial brief and designation of matter is January 5, 2022. On account of work-related and other time commitments, Seaquest respectfully requests that this deadline be extended by 30 days (from January 5, 2022), i.e., through February 4, 2022. Respectfully, Seaquest believes that this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondents.

WHEREFORE, Seaquest moves this Honorable Court to grant it an additional extension of 30 days’ time to file/serve its 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 its initial brief and designation of matter would be February 4, 2022, according to the undersigned’s calculations. Further, Seaquest respectfully requests that the Court hold its 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. 2021-001055)

Respectfully submitted,
CLEMENT RIVERS, LLP

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Charleston, South Carolina

January 5, 2022

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Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a Jerry's Tile &
Marble, LLC; Lowcountry Fireplaces, Inc.; Carolina Pest Solutions, Inc.; and New
South Construction Supply, LLC,

Defendants.

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v.

Architectural Products of Charleston, LLC, and
Sealtight of South Carolina, LLC,

Third-Party Defendants.

Of whom Andrew and Kimberly McIntire and
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Appellants,

And Red Bay Constructors Corp.; Benzenberg Custom Cabinets, Inc.;
Jonathan Marshall Construction; Coastal Window & Door Center of Charleston,

LLC; Carolina Window & Millwork, LLC n/k/a Carolina Window & Millwork-Omni Glass Industries, LLC; Southcoast Exteriors, Inc.; Michael Casteen d/b/a Casteen Custom Cabinets; Quality Cedar Products, Inc. of Michigan d/b/a Michigan Prestain Co.; Coastal Plumbing & Gas, LLC; Foam Insulation Co. Inc.; Jerry Comer d/b/a Jerry's Tile & Marble, LLC; Lowcountry Fireplaces, Inc.; Carolina Pest Solutions, Inc.; New South Construction Supply, LLC, Architectural Products of Charleston, LLC; and Sealtight of South Carolina, LLC, are

Respondents.

PROOF OF SERVICE

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Attorneys for Appellant

Sequest Development Company, Inc.

I, Russell G. Hines, of Clement Rivers, LLP, attorneys for Appellant Seaquest Development Company, Inc. (“Seaquest”), hereby certify that Seaquest’s **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF APPELLANTS** in the above-captioned case was served on all parties to this matter (who have appeared in the action) on January 5, 2022, by emailing (see attached) a copy of the same to their respective counsel of record:

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Charleston, South Carolina

January 5, 2022

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Cc: 'Stephen Brown (sbrown@ycrlaw.com)'; Justman, Aimee; Hines, Russell
Subject: McIntire v. Seaquest; Appellate Case No. 2021-001055
Attachments: Appellants Mtn for Ext for Initial Brief.pdf

Enclosed please find Appellant Seaquest Development Company, Inc.'s Motion for Extension of Time to File/Serve their Initial Brief which will be filed today with the Court of Appeals.

Thank you,

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