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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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MAY 11 2022

**SC Court of Appeals**

\_\_\_\_\_  
APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

Bentley D. Price, Circuit Court Judge

\_\_\_\_\_  
Case No. 2019-CP-07-02629

Margaret A. Eberly and Barbara J. Pavelik,  
Plaintiffs / Respondents,

v.

Advanced Flooring & Design Division of ISI, LLC; Archer Exteriors, Inc.; Crossroads Enterprises, LLC; D.R. Horton, Inc.; East Coast Construction Cleanup Corp.; Hutton's Landscapes, Inc.; Lather Construction SC, Inc.; Lather Construction, Inc.; Professional Drywall & Paint Services, LLC; Professional Exteriors II, LLC; and Valim Construction, LLC

Defendants of whom D. R. Horton, Inc. is Appellant,

And

D. R. Horton, Inc.,

Cross-claimant and Appellant,

v.

Hutton's Landscapes, Inc.; Lather Construction SC, Inc.; Lather Construction, Inc  
Cross-defendants and Respondents

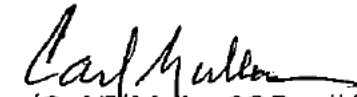
\_\_\_\_\_  
MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF AND DESIGNATIONS  
OF RECORD  
\_\_\_\_\_

The Appellant D. R. Horton, by and through its undersigned counsel, hereby moves the Court of Appeals for thirty (30) days of additional time within which to serve and file its Initial Brief and Designation of Matter to be Included in the Record of Appeal. The reason for this request is that the

undersigned counsel has not been involved previously in this case, was only recently engaged, and is lead counsel on the appeal. Neither he nor his client has previously requested an extension of time in this matter. He has given prior notice of this request to other counsel of record in the appeal.

They have not objected.

May 5, 2022

  
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And

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Cross-defendants and Respondents

CERTIFICATE OF SERVICE AND FILING

The undersigned does hereby certify that on May 5, 2022, a copy of the Notice of Appeal was served by email on counsel for all Respondents as follows and filed by email with the Clerk of Court for Beaufort County in this proceeding:

May 5, 2022

*A. Kay Kelly*

s/D. Kay Kelly

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May 5, 2022

Jenny Abbott Kitchings  
Clerk of Court of Appeals  
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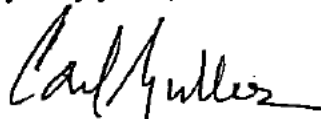
Re: Notice of Appearance  
Margaret A. Eberly and Barbara J. Pavelik vs. Advanced Flooring & Design *et al.*;  
CASE NO.: 2019-CP-07-02629  
Beaufort County

Dear Ms. Kitchings:

Please find enclosed the Motion for Extension of Time to File Initial Brief in the above case. Per your office I emailed a copy (ctappfilings@sccourts.org) of the Motion and was told to mail the original and submit with a check for the \$50.00 filing fee.

Thank you for emailing a court stamped copy of the Motion for Extension of Time to File Initial Brief and Certificate of Service. We appreciate!

Very truly yours,

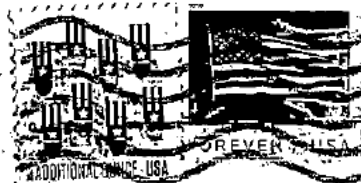
  
Carl F. Muller

CFM:dkk  
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GREENVILLE SC 296

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