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May 12 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
In the Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Common Pleas Case No. 2018-CP-22-824

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 Pain Contractors, LLC; Depaz Painting, LLC; Enhanced Heating & Air Conditioning, LLC; Carlton Pender, and Joan Pender, Defendants,

Of Which,

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

**RESPONDENT BEVERLY HOMES, LLC'S MOTION TO ALLOW LATE
FILING OF ITS RESPONSE TO APPELLANT'S MOTION TO STRIKE**

Respondent Beverly Homes, LLC, by and through the undersigned counsel, hereby moves pursuant to Rule 263(b), SCACR, for an order of this Court allowing late filing of its Response to Appellant's Motion to Strike in the above-captioned

appeal. The grounds for this Motion are that counsel mistakenly calendared the response for 30 days from receipt of the original motion. This Motion is not made for purposes of undue delay or any other improper purpose. Therefore, Respondent requests the extension.

s/David S. Cobb
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PROOF OF SERVICE

The undersigned, certifies that she served a copy of **Respondent Beverly Homes, LLC's Motion to Allow Late Filing of its Response to Appellant's Motion to Strike** upon all other counsel of record by emailing a copy to:

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s/Heather Hagen
Heather Hagen

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by e filing and regular mail:

Jenny Abbott Kitchings

Court of Appeals Clerk of Court

Post Office Box 11629

Columbia, South Carolina 29211

Re: **Evarista Lorenzo v. Port City Elevator**

Appellate Docket No.: 2021-000326

TP File No.: 12049.141

Dear Ms. Kitchings:

We enclose Beverly Homes, LLC's Motion to Allow Late Filing of its Response to Appellant's Motion to Strike, with attached proof of service. The filing fee is enclosed by regular mail for the costs associated with this request. If you have any questions or need additional information, please call me at your convenience. With kind regards,

TURNER PADGET

s/David S. Cobb

David S. Cobb

DSC/hah

enclosures

cc: counsel of record (with enclosures)