

STATE OF NORTH OF CAROLINA
COUNTY OF RUTHERFORD

GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO. 26CV000857-800

**SECOND MOUNTAIN, LLC d/b/a
LURED MARKET & GRILL,**

Plaintiff,

v.

**MOTION FOR EXTENSION OF TIME
TO REPLY TO COUNTERCLAIM**

**TOWN OF LAKE LURE,
A North Carolina Municipality,**

Defendant.

Plaintiff Second Mountain, LLC d/b/a Lured Market & Grill ("Plaintiff"), by and through its undersigned counsel, and pursuant to Rules 6 and 12 of the North Carolina Rules of Civil Procedure, hereby seeks an extension of time within which to move, reply, or otherwise respond to the Counterclaims that Defendant Town of Lake Lure ("Defendant") filed in this action. In support of this motion, Plaintiff shows unto the Court as follows:

1. Defendant served Defendant's Motion to Dismiss, Answer and Counterclaims via electronic filing on 5 August 2026;
2. The time to move, reply, or otherwise respond to the Counterclaims has not yet expired;
3. Plaintiff needs an additional thirty days within which to complete its investigation and prepare its response; and
4. Good cause exists to allow this Motion.

WHEREFORE, Plaintiff respectfully prays it be given an additional thirty days, through and including 5 October 2026, within which to move, reply, or otherwise respond to Plaintiff's Counterclaims

This the 25th of August, 2026.

/s/ Edward L. Bleynat, Jr.
Edward L. Bleynat, Jr. [N.C. State Bar #16558]
FERIKES BLEYNAT & CANNON, PLLC
67 Charlotte Street
Asheville, NC 28801
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

This is to certify that I have, on this day, filed electronically through the NC eCourts File & Serve system a copy of the foregoing **MOTION FOR EXTENSION OF TIME TO REPLY TO COUNTERCLAIM** and that I have submitted a proposed **ORDER** allowing same. Parties may access this filing through the Court's system. Notice of this filing will be sent through the Court's Electronic Case Filing System in the manner prescribed under the Rules of Civil Procedure to:

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This, the 25th day of August, 2026.

/s/ Edward L. Bleynat, Jr.
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