



**Reply To**

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September 13, 2022

**RECEIVED**

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**SC Court of Appeals**

**VIA S.C. COURTS E-FILING**

The Honorable V. Claire Allen  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

RE: Tymika Jones Alston and Harold Alston individually and as Parents and Guardians on behalf of their minor child Jayden Alston vs. Donald Richard Torres d/b/a DMT Construction, Co., Inc., L&L Electric Inc. and Eduardo Moreno d/b/a E.S. Moreno Construction  
Civil Action No.: 2012-CP-40-06895R (Richland)  
Carrier Claim No.: MPI80262  
MGC File No.: 20362.11008  
Appeal No.: 2019-000148

Dear Ms. Allen:

We are in receipt of the Court's Order dismissing the appeal and cancelling oral argument in the above-referenced matter. However, Respondent wishes to clarify that the parties did not settle this matter; instead, Plaintiffs proposed dismissing the appeal with the understanding that their minor son's claim is still viable before the circuit court, which both sides previously conceded below. The undersigned agreed to the dismissal but there has been no settlement. Respondent fully intends to move for costs once the remittitur is issued. If the Court needs a formal Motion requesting correction of the Order, we will be glad to provide one.

If you have any questions and/or if the Court needs a formal Order regarding this issue, please do not hesitate to contact me at your earliest convenience.

Very truly yours,

Helen F. Hiser

cc: Donald Gist, Esq. (via email)  
Arron Wallace, Esq. (via email)