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November 16, 2022

RECEIVED

Nov 16 2022

SC Court of Appeals

VIA E-MAIL

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Dag Pavic and Stela Susac-Pavic vs. Carolina Cottage Homes, LLC dba Saussy Burbank; SB Holding, LLC dba Saussy Burbank; Saussy Burbank GC, LLC; American Residential Services, LLC; Builders FirstSource-Southeast Group, et al.
Civil Action No.: 2019-CP-10-00772
Appellate Case No.: 2021-000290

Dear Ms. Kitchings:

On September 14, 2022, the South Carolina Supreme Court decided *Patricia Damico, et. al. v. Lennar Carolinas, LLC, et. al.*, Op. No. 28114 (S.C. Ct. filed Sept. 14, 2011). Pursuant to Rule 208(b)(7), *SCACR*, I am advising the Court that this opinion represents pertinent and significant authority for Issues III and IV presented in the Final Brief of Respondent Hurley Services, LLC.

Specifically, the opinion addresses the enforceability of severability clauses which is an issue in Section III and the factors that make a contract of adhesion unconscionable and oppressive which is discussed in Section IV.

Respondent Hurley Services, LLC respectfully requests the Court to consider this new opinion.

By copy of this letter to counsel for Appellant, I am serving them with a copy of same via e-mail.

With best regards,

Yours very truly,



FINLEY B. CLARKE

FBC:ktb

cc: Stephen P. Hughes, Esq.
William H. Cox, III, Esq,