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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2017-CP-26-03562

Carolina Cool, Inc. Plaintiff,

v.

Garrard Construction Group, Inc., Dave & Buster's of South Carolina, Inc.,
Broadway at the Beach, Inc., and Billy's Plumbing Company, LLC Defendants,

Garrard Construction Group, Inc. Third-Party Plaintiff,

v.

RLI Insurance Company Third-Party Defendant

of whom:

Carolina Cool, Inc. is the Respondent,
and

Garrard Construction Group, Inc. is the Appellant.

AGREED DISMISSAL

Pursuant to Rule 260(b), SCACR, the parties to this proceeding, through their undersigned counsel, agree and stipulate that this appeal be dismissed with each party to bear its own fees and costs.

We so stipulate and agree:

HAYNSWORTH SINKLER BOYD, P.A.

s/ J.W. Matthews, III

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Attorneys for Respondent

March 1, 2023
Greenville, South Carolina

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v.

RLI Insurance Company Third-Party Defendant

of which:

Carolina Cool, Inc. is the Respondent,

and

Garrard Construction Group, Inc. is the Appellant.

PROOF OF SERVICE

I certify that I have served the *Agreed Dismissal* on counsel of record on March 1, 2023,
by electronic mail only to the following:

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March 1, 2023

VIA EMAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: *Carolina Cool, Inc. v. Garrard Construction Group, Inc., et al.*
Appellate Case No.: 2020-000273

Dear Ms. Kitchings:

Enclosed for filing, please find the *Agreed Dismissal* together with our Proof of Service for the same. The parties are pleased to report this matter has been settled, and we ask that this item be removed from next week's oral argument roster.

If you have any questions, please give me a call. Thank you for your assistance in this matter.

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/sac
Enclosure

cc: Mark David Neill (via email mneill@neilllawfirm.com)
Mary Anna Neill (via email maneill@neilllawfirm.com)