

RECEIVED

Mar 13 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Honorable Jennifer B. McCoy, Circuit Court Judge

Civil Action No. 2016-CP-10-03738
Appellate Case No. 2021-001050

The Retreat at Charleston National Country Club Home Owners Association, Inc. and The Retreat at Charleston National Country Club Horizontal Property Regime,Plaintiffs,

v.

Winston Carlyle Charleston National, LLC; Colin R. Campbell Construction, Inc.; Colin Campbell, individually; Builders FirstSource-Southeast Group, LLC; Builders FirstSource, Inc.; Americo Roofing Concepts, Inc.; DVS, Inc.; Advanced Building Connection, LLC; Guy C. Lee Building Materials, LLC; WS Contractors, LLC; Dino Schwartz, individually; Charleston Exteriors, LLC; ECC Contracting, LLC; Hurley Services, LLC; McDaniel Construction Co., LLC; AC Construction Corp.; AC Construction, Inc.; L&G Construction Group, LLC; Liollo Architecture; JC Contractors, LLC; Soto & Vasquez Construction, LLC; Costa De Oliveira Construction, LLC; Solesmar Jesus De Oliveria; Wilson Lucas Sales d/b/a Miracle Siding; Miracle Siding, LLC; Royal Homes of SC, Inc.; Colleen Batissa; Christopher Batissa; Norma Ferreira Bruno; Mendez Construction, LLC; Juan Garza Ramos, individually; Juan Garza Ramos d/b/a Juan Constructors; Jessica Marroquin, individually; Jessica Marroquin d/b/a Marroquin Construction; Carlos Marroquin, individually; Carlos Marroquin Construction; Carlos and Jessica Marroquin d/b/a Marroquin Construction; Feliciano Cruz Silva; Garcia Roofing, LLC; Givair De Caris; and Mario Salgado,Defendants,

of which Hurley Services, LLC is theRespondent,

AND

Builders FirstSource-Southeast Group, LLC is the Appellant.

NOTICE OF APPEARANCE AND WITHDRAWAL OF COUNSEL

W. McElhaney White of the firm of Holcombe Bomar, P.A., enters an appearance as additional counsel of record for Hurley Services, LLC in the above-captioned appeal.

Pursuant to Rule 264, SCACR, Hurley Services, LLC moves for an order allowing Finley B. Clarke to withdraw as counsel of record for it in this matter. The basis for this motion is that Mr. Clarke is retiring from the practice of law in the near future. Respondent will not be prejudiced by this withdrawal because all final briefs have been filed, no hearings have been scheduled on the appeal, and it will continue to be represented in this matter by W. McElhaney White.

Respondent requests that Finley B. Clarke be relieved as counsel and removed from the court roster and that W. McElhaney White be included on all future correspondence and notifications.

Respectfully submitted,

s/W. McElhaney White
W. McElhaney White, SC Bar #8552
Holcombe Bomar, PA
P.O. Box 1897
Spartanburg, South Carolina 29304
(864) 594-5300
mwhite@holcombebomar.com

s/Finley B. Clarke
Finley B. Clarke, SC Bar #1252
Clarke, Johnson, Peterson & McLean, P.A.
Post Office Box 1865
Florence, South Carolina 29503
(843) 669-2401
fcclarke@cjpmlaw.com

Attorneys for Hurley Services, LLC

Florence, South Carolina

March 13, 2023

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Honorable Jennifer B. McCoy, Circuit Court Judge

Civil Action No. 2016-CP-10-03738
Appellate Case No. 2021-001050

The Retreat at Charleston National Country Club Home Owners Association, Inc. and The Retreat at Charleston National Country Club Horizontal Property Regime,Plaintiffs,

v.

Winston Carlyle Charleston National, LLC; Colin R. Campbell Construction, Inc.; Colin Campbell, individually; Builders FirstSource-Southeast Group, LLC; Builders FirstSource, Inc.; Americo Roofing Concepts, Inc.; DVS, Inc.; Advanced Building Connection, LLC; Guy C. Lee Building Materials, LLC; WS Contractors, LLC; Dino Schwartz, individually; Charleston Exteriors, LLC; ECC Contracting, LLC; Hurley Services, LLC; McDaniel Construction Co., LLC; AC Construction Corp.; AC Construction, Inc.; L&G Construction Group, LLC; Liollo Architecture; JC Contractors, LLC; Soto & Vasquez Construction, LLC; Costa De Oliveira Construction, LLC; Solesmar Jesus De Oliveria; Wilson Lucas Sales d/b/a Miracle Siding; Miracle Siding, LLC; Royal Homes of SC, Inc.; Colleen Batissa; Christopher Batissa; Norma Ferreira Bruno; Mendez Construction, LLC; Juan Garza Ramos, individually; Juan Garza Ramos d/b/a Juan Constructors; Jessica Marroquin, individually; Jessica Marroquin d/b/a Marroquin Construction; Carlos Marroquin, individually; Carlos Marroquin Construction; Carlos and Jessica Marroquin d/b/a Marroquin Construction; Feliciano Cruz Silva; Garcia Roofing, LLC; Givair De Caris; and Mario Salgado,Defendants,

of which Hurley Services, LLC is theRespondent,

AND

Builders FirstSource-Southeast Group, LLC is the Appellant.

AMENDED PROOF OF SERVICE

The undersigned counsel hereby certifies that he has served the foregoing written Notice of Appearance and Withdrawal of Counsel upon all counsel of record by email on this 1st day of March, 2023 addressed to the following:

Stephen P. Hughes, Esq.
William H. (Witt) Cox, III, Esq.
Howell Gibson & Hughes, PC
Post Office Box 40
Beaufort, South Carolina 29901
sphughes@hgpha.com
wcox@hgpha.com
radkins@hgpha.com
**Attorneys for Appellant Builders
FirstSource-Southeast Group, LLC**

L. Dean Best, Esq.
M. Shanter Chaparro, Esq.
Best Law Firm, P.A.
Post Office Box 13466
Charleston, South Carolina 29422
dean@bestlawsc.com
shanter@bestlaw.com
dani@bestlawsc.com

-and-

James H. Elliott, Jr., Esq.
F. Heyward Grimbball, Esq.
Richardson Plowden & Robinson, PA
235 Magrath Darby Boulevard, Suite 100
Mt. Pleasant, South Carolina 29464
jelliott@richardsonplowden.com
fhgrimbball@richardsonplowden.com
Attorneys for ECC Contracting, LLC

John P. Linton, Jr., Esq.
Jennifer S. Ivey, Esq.
Walker Gressette & Linton, LLC
Post Office Box 22167
Charleston, South Carolina 29413
Linton@wglfirm.com
Ivey@wglfirm.com
Eminniti@wglfirm.com
Attorneys for WS Contractors, LLC

Michael Kalwajtys, Esq.
Thomas F. Dougall, Esq.
Dougall & Collins
1700 Woodcreek Farms Road, Suite 100
Elgin, South Carolina 29405
mkalwajtys@dougallfirm.com
tdougall@dougallfirm.com
**Attorneys for L&G Construction Group,
LLC**

Payton D. Hoover, Esq.
Richardson Plowden & Robinson, P.A.
235 Magrath Darby Boulevard, Suite 100
Mt. Pleasant, South Carolina 29464
phoover@richardsonplowden.com
mjustman@richardsonplowden.com
**Attorneys for Palmetto Trim and
Renovations, LLC**

F. Heyward Grimbball, Esq.
James H. Elliott, Jr., Esq.
Richardson Plowden & Robinson, P.A.
235 Magrath Darby Boulevard, Suite 100
Mt. Pleasant, South Carolina 29464
jelliott@richardsonplowden.com
fhgrimbball@richardsonplowden.com
eseelig@richardsonplowden.com
mmayden@richardsonplowden.com
Attorneys for East Coast Carpentry

E. Glenn Elliott, Esq.
Aiken, Bridges, Elliott, Tyler, & Saleeby,
P.A.
Post Office Drawer 1931
Florence, South Carolina 29503
ege@aikenbridges.com
clf@aikenbridges.com
**Attorneys for Pohlman Quality Exteriors,
Inc.**

Kevin W. Mims, Esq.
W. Chase McNair, Esq.
Luzuriaga Mims, LLP
50 Immigration Street, Suite 200
Charleston, South Carolina 29403

kmims@lmlawllp.com
cmcnair@lmlawllp.com
tjames@lmlawllp.com
mwilliams@lmlawllp.com
kmiller@lmlawllp.com
kpattison@lmlawllp.com

Attorneys for AC Construction, Inc.

Finley B. Clarke, Esq.
Clarke, Johnson, Peterson & McLean, P.A.
Post Office Box 1865
Florence, South Carolina 29503
fclarke@cjpmlaw.com

HOLCOMBE BOMAR, P.A.

By: s/ W. McElhaney White
W. McElhaney White
Post Office Box 1897
Spartanburg, South Carolina 29304
(843) 594-5300
mwhite@holcombebomar.com
Attorney for Hurley Services, LLC

Spartanburg, South Carolina

March 13, 2023