

WUKELA LAW FIRM

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April 5, 2023

The Honorable V. Claire Allen
Chief Deputy Clerk
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: John Pendarvis v. SCLD
Appellate Case Number: 2019-002006

Dear Ms. Allen:

Thank you for forwarding the unpublished opinion dated April 5, 2023, in the above-referenced matter. After reviewing that decision, I am concerned the Court is under a misapprehension of fact. Specifically, the first sentence of the third paragraph of the opinion reads:

Respondents have harvested and sold the crop, and the sales proceeds have been deposited in trust pending the litigation's resolution.

The appealed Circuit Court order allowed the Respondents to harvest and sell the crop, holding any proceeds of such a sale in trust. The Respondents have harvested the crop; however, it has not yet been sold.

In fact, given the Appellant's continued arguments concerning the legality of the crop, the Respondents have, out of an abundance of caution, stored the harvested crop only.

Please advise if the Court requires anything further from the Respondents in this regard.

Yours truly,

WUKELA LAW FIRM



PATRICK J. MCLAUGHLIN

PJM/rbw

cc: Andrew F. Lindemann (via email only to andrew@ldlawsc.com)
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CERTIFICATE OF SERVICE

The undersigned, Rachel B. Walker, of the Wukela Law Firm, hereby certifies that on the 5th of April 2023, she did electronically send via email and U.S. Postal Service the *correspondence* regarding the matter John Pendarvis v SCLD Appellate Case No.: 2019-002006, to the following persons:

The Honorable V. Claire Allen
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