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April 12, 2023

**VIA ELECTRONIC MAIL:**

Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

Re: *Marsh Waterproofing, Inc. v. Steeple Dorchester Ltd.*  
Appellate Case No.: 2020-000921

**RECEIVED**

**Apr 12 2023**

**SC Court of Appeals**

Dear Ms. Kitchings:

I am writing to discuss the hearing scheduled for today at noon in *Marsh Waterproofing, Inc., Respondent vs. Steeple Dorchester Ltd. and Hamilton Management Services Company, Inc., Appellants*. In this matter, I represent appellants Hamilton Management Services Company, Inc. and Steeple Dorchester, Ltd. Both of my client entities were owned by an individual who passed away in late 2021, after the filing of this appeal and all briefs.

After my client's unfortunate passing, Seth Whitaker was appointed as a special representative tasked with identifying assets and other information associated with these and other businesses. Mr. Whitaker was recently appointed as the estate's personal representative and yesterday provided notice that I am not authorized to proceed before the Court on behalf of either entity. Mr. Whitaker is currently on vacation and I was unable to speak with him on the matter so I am not able to provide additional details. I am unable to provide any further details without speaking to him again.

I wish I were able to write and provide more details on this decision. I can only communicate what was written to me and that is verbatim, as follows:

"As PR of the Estate of Alex Burns, I do not authorize the relevant entities to offer any further defense and do not authorize any more work to be performed regarding the Marsh Waterproofing appeal. Thank you."

As this communication did not specifically direct me to withdraw the appeal, I am not communicating my desire to do that at this time. I would have been inclined to allow the Court to decide this matter on the briefs, but it is my understanding that opposing counsel will not consent to such treatment. Opposing counsel has been the model of accommodation and professionalism in this matter, and I take no issue with his wishes.

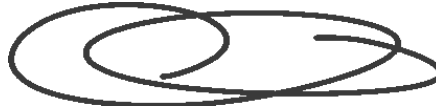
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With kind regards, I remain,

Very truly yours,

GORDON REES SCULLY MANSUKHANI, LLP

A handwritten signature in black ink, consisting of several overlapping loops and curves, positioned below the firm name.

Christopher Clay Olson

CCO/jlc

cc: Albert A. Lacour, III, Esquire