

# WUKELA LAW FIRM

Steve Wukela, Jr.  
Benjamin D. Moore  
Christi B. McDaniel  
Stephen J. Wukela  
Patrick J. McLaughlin  
Pheobe A. Clark  
Frank C. Swaggard

403 Second Loop Road  
P.O. Box 13057  
Florence, SC 29504-3057

(843) 669-5634  
FAX (843) 669-5150

April 5, 2023

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

**RECEIVED**

APR 07 2023

SC Court of Appeals

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Thank you for forwarding the unpublished opinion dated April 5, 2023, in the above-referenced matter.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](mailto:andrew@ldlawsc.com))  
Joel S. Hughes (via email only to [jhughes@bergerlawsc.com](mailto:jhughes@bergerlawsc.com))  
C. Bradley Hutto (via email only to [cbhutto@williamsattys.com](mailto:cbhutto@williamsattys.com))

**CERTIFICATE OF SERVICE**

The undersigned, Rachel B. Walker, of the Wukela Law Firm, hereby certifies that on the 5<sup>th</sup> 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  
Chief Deputy Clerk  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201  
(via US Mail & electronic mail – [CAllen@sccourts.org](mailto:CAllen@sccourts.org))

**RECEIVED**

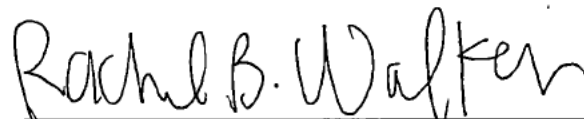
APR 07 2023

SC Court of Appeals

Andrew F. Lindemann  
Lindemann, Davis & Hughes  
P.O Box 6923  
Columbia, South Carolina 29260  
(via electronic mail only – [andrew@ldllawsc.com](mailto:andrew@ldllawsc.com))

C. Bradley Hutto  
Williams & Williams  
P.O. Box 1084  
Orangeburg, SC 29116  
(via electronic mail only – [cbhutto@williamsattys.com](mailto:cbhutto@williamsattys.com))

Joel S. Hughes  
5205 Forest Drive  
Columbia, SC 29206  
(via electronic mail only – [jhughes@bergerlawsc.com](mailto:jhughes@bergerlawsc.com))



Rachel B. Walker

Florence, South Carolina

**WUKELA LAW FIRM**

403 Second Loop Road  
P.O. Box 13057  
Florence, SC 29504-3057

COLUMBIA SC 290

5 APR 2023 PM 4:41

**RECEIVED**

APR 07 2023

SC Court of Appeals

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



quadiant  
FIRST-CLASS MAIL  
IMI  
**\$000.60<sup>0</sup>**  
04/05/2023 ZIP 29505  
043M31226962

US POSTAGE

29201-376999

