

RECEIVED

Aug 09 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appellate Case No. 2023-001150
Case No. 2018-CP-26-00307

Wedgewood Condominium Association,

Appellant,

v.

Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC, Crescent Architects, LLC and CEMS Engineering, Inc., Defendants,

Of which Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC are the Respondents.

RESPONDENTS' MOTION TO BE RELIEVED AS COUNSEL

Counsel for Respondents Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC (collectively, "Centex") respectfully request that Robert C. Byrd and William G. Land be removed as attorneys of record pursuant to Rule 11(b), SCRCP, and Rule 240(a), SCACR. Pursuant to Rule 264(b), SCACR, Centex has consented to the withdrawal of Byrd and Mr. Land as counsel of record and received written notice that they are withdrawing as counsel for Centex in this matter.

The representation of Centex will remain with Thomas C. Hildebrand, Jr., Katon E. Dawson, Jr., William G. DesChamps, IV, and Paul N. Nybo of Parker Poe Adams & Bernstein, LLP, and Stephanie A. Douglas and Jeffrey A. Turner of Bush Seyferth PLLC.

s/ Thomas C. Hildebrand, Jr.

Thomas C. Hildebrand, Jr. (S.C. Bar No. 2501)
William G. DesChamps, IV (S.C. Bar No. 100596)
Paul N. Nybo (S.C. Bar No. 105825)
Robert C. Byrd (S.C. Bar No. 1069)
William G. Land (S.C. Bar No. 104179)
PARKER POE ADAMS & BERNSTEIN LLP
850 Morrison Drive, Suite 400
Charleston, SC 29403
Telephone: 843-727-2650
tomhildebrand@parkerpoe.com
willdeschamps@parkerpoe.com
nicknybo@parkerpoe.com
bobbybyrd@parkerpoe.com
greysonland@parkerpoe.com

Katon E. Dawson, Jr. (SC Bar # 101167)
PARKER POE ADAMS & BERNSTEIN LLP
1221 Main Street, Suite 1100
Columbia, SC 29201
803.255.8000
katondawson@parkerpoe.com

Stephanie A. Douglas (*pro hac vice*)
Jeffrey A. Turner (*pro hac vice*)
Bush Seyferth PLLC
100 W Big Beaver Road, #400
Troy, Michigan 48084
248.822.7800
douglas@bsplaw.com
turner@bsplaw.com

*Attorneys for Respondents Centex Homes, a Nevada
General Partnership and Balfour Beatty Construction,
LLC as successor by merger to Centex Construction
Company, Inc. and Centex Construction, LLC*

August 9, 2023

RECEIVED

Aug 09 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appellate Case No. 2023-001150
Case No. 2018-CP-26-00307

Wedgewood Condominium Association,

Appellant,

v.

Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC, Crescent Architects, LLC and CEMS Engineering, Inc., Defendants,

Of which Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC are the Respondents.

PROOF OF SERVICE

The undersigned hereby certifies that on August 9, 2023, copies of **RESPONDENTS' MOTION TO BE RELIEVED AS COUNSEL, NOTICE OF APPEARANCE OF PAUL N. NYBO, NOTICE OF APPEARANCE OF JEFFREY A. TURNER, AND NOTICE OF APPEARANCE OF STEPHANIE A. DOUGLAS** were served on all counsel of record via emails containing the above-referenced document to counsels' individual AIS email addresses:

Stacy L. Stanley, Esquire (SC Bar No.: 13410)
Stanley Law Firm
3303 Highway 9 East
Little River, SC 29566-7825
843.390.9111
sstanley@stanleylawfirm.com

Gene M. Connell, Jr., Esquire (SC Bar No.: 1358)
Kelaher, Connell & Connor, P.C.
The Courtyard, Suite 209
1500 U.S. Highway 17 North
Post Office Drawer 14547
Surfside Beach, SC 29587-4547
843.238.5648
gconnell@classactlaw.net

Attorneys for Appellant Wedgewood Condominium Association

s/Thomas C. Hildebrand, Jr.

Thomas C. Hildebrand, Jr. (S.C. Bar No. 2501)
William G. DesChamps, IV (S.C. Bar No. 100596)
Paul N. Nybo (S.C. Bar No. 105825)
Robert C. Byrd (S.C. Bar No. 1069)
William G. Land (S.C. Bar No. 104179)
PARKER POE ADAMS & BERNSTEIN, LLP
850 Morrison Drive, Suite 400
Charleston, SC 29403
Telephone: 843-727-2650
tomhildebrand@parkerpoe.com
willdeschamps@parkerpoe.com
nicknybo@parkerpoe.com
bobbybyrd@parkerpoe.com
greysonland@parkerpoe.com

Katon E. Dawson, Jr. (SC Bar # 101167)
PARKER POE ADAMS & BERNSTEIN LLP
1221 Main Street, Suite 1100
Columbia, SC 29201
803.255.8000
katondawson@parkerpoe.com

Stephanie A. Douglas (*pro hac vice*)
Jeffrey A. Turner (*pro hac vice*)
Bush Seyferth PLLC
100 W Big Beaver Road, #400
Troy, Michigan 48084
248.822.7800
douglas@bsplaw.com
turner@bsplaw.com

*Attorneys for Respondents Centex Homes, a Nevada
General Partnership and Balfour Beatty Construction,*

*LLC as successor by merger to Centex Construction
Company, Inc. and Centex Construction, LLC*

August 9, 2023



Katon E. Dawson, Jr.
Partner
t: 803.253.6854
f: 803.255.8017
katondawson@parkerpoe.com

Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC
Washington, DC

August 9, 2023

Via U.S. Mail and Email [ctappfilings@sccourts.org]

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

RECEIVED
Aug 09 2023
SC Court of Appeals

Re: ***The Wedgewood Condominium Association vs. Centex Homes, et al.***
Appellate Case No.: 2023-001150
Case No.: 2018-CP-26-00307

Dear Ms. Kitchings,

Enclosed herewith please find a copy of Respondents Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC's (collectively, "Respondents") Motion to Relieve William G. DesChamps, IV, Bobby C. Byrd, and Greyson W. Land as Counsel of Record, Proof of Service, and our firm's check in the amount of \$50.00 for the filing fee.

Also enclosed herewith are copies of (1) the Notice of Appearance of Stephanie A. Douglas as counsel for Respondents; (2) the Notice of Appearance of Jeffrey A. Turner as counsel for Respondents; and (3) the Notice of Appearance of Paul N. Nybo as counsel for Respondents.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

s/Katon E. Dawson Jr.

Katon E. Dawson, Jr.

KED
Enclosures

cc: Stacy L. Stanley, Esquire (via email ssstanley@stanleylawfirm.com)
Gene M. Connell, Jr., Esquire (via email gconnell@classactlaw.net)