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August 9, 2023

VIA EMAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211
ctappfilings@sccourts.org

RECEIVED

Aug 09 2023

SC Court of Appeals

**Re: *Wedgewood Condominium Association vs. Centex Homes, et al.*
Appellate Case No.: 2023-001132**

***Wedgewood Condominium Association vs. Centex Homes, et al.*
Appellate Case No.: 2023-001150**

Dear Mrs. Kitchings:

On behalf of 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"), I write to respectfully request the Court hear any argument on, and decide, the above-referenced appeals together.

Appellate Case No. 2023-001132 and Appellate Case No. 2023-001150 involve the same parties and arise out of the same underlying circuit court case. However, Centex and Wedgewood Condominium Association ("Wedgewood") each filed a Notice of Appeal and appealed different orders, involving different issues. Centex's appeal involves the merits; Wedgewood's appeal involves only the separate issue of post-trial interest, an issue that could be mooted by a successful Centex appeal. For the sake of judicial economy, therefore, Centex respectfully requests that any argument on the two appeals occur together and that the appeals be decided together.

For the sake of clarity, Centex is not requesting the appeals be consolidated pursuant to Rule 214, SCACR. Rather, after the parties file their briefs in the respective appeals, in the event the Court elects to hold oral argument, Centex requests that the Court hear the arguments together or consecutively in front of the same panel of judges. Further, to avoid the possibility that the Court might issue a ruling on the Wedgewood issue that could be mooted by the Centex appeal, Centex requests that the two appeals be decided together.

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Please let us know if the Court would like us to provide any additional information in relation to this request.

With best regards,

A handwritten signature in blue ink, appearing to read "THOMAS C. HILDEBRAND, JR.", with a large, sweeping flourish at the end.

Thomas C. Hildebrand, Jr.

cc:

Stacy L. Stanley, Esquire (via email)
Gene M. Connell, Jr., Esquire (via email)