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S.C. SUPREME COURT

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October 20, 2023

Patricia A. Howard, Clerk
Supreme Court
Supreme Court Building
1231 Gervais Street
P.O. Box 11330
Columbia, SC 29211

**Re: Blank v Timmons
Appellate Case No. 2019-001555**

Dear Ms. Howard:

I submitted Petitioner's Petition for Writ of Certiorari by letter dated February 2, 2023. Recently, the Court of Appeals issued its decision in Gleaton v Orangeburg County, Appellate Case 2020-0010006. (July 26, 2023). R. 208(b)(7), S.C.A.C.R. permits the supplementation of a brief previously filed based upon pertinent and significant authorities that come to counsel's attention. Although the rule may not be explicitly applicable, I respectfully request that the Court consider this letter and citation to Gleaton in its review of this Petition for these reasons.

The Court of Appeals in Gleaton reversed the Master in Equity because he applied the wrong legal standard in determining the issue of malice as part of the slander of title claim, namely that malice includes the lack of a legal justification for making a slanderous statement. Opinion at page 6-7. Petitioner has asserted the same position, namely that the Court of Appeals ignored the lack of legal justification in affirming the trial court's decision dismissing the slander of title claim based upon a lack of malice. Petition at page 10-14.

There are no Supreme Court cases addressing this issue and the inconsistency in the Court of Appeals decisions merits this Court's attention.

Thank you for your kind assistance.

Cordially,

Edward A. Bertele

CC: Mark Mason, Esq.