

Kathryn M. Cook
Roger P. Roy, Jr.

COOK & ROY, LLC

P.O. Box 4086
North Myrtle Beach, South Carolina 29597

Phone: (843) 663-1200
Fax: (843) 663-0364

July 16, 2013

The Honorable Jenny Abbott Kitchings,
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

MR. BY APPOINTMENT
JUL 19 2013
SC COURT OF APPEALS

Re: Hotel & Motel Holdings, LLC v. BJC Enterprises, LLC, Wendy J. Bellamy, Americana, Inc., a/k/a American Motel of Myrtle Beach, Inc., et al
Case No.: 2009-CP-26-5743
Court of Appeals Tracking No.: 2011-198106
Cook & Roy File No.: 6847.09.0783

Dear Ms. Kitchings:

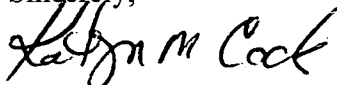
Pursuant to your letter dated June 27, 2013 and received by me on July 5, 2013, I provide the following information. These are consolidated appeals of three separate orders involving counterclaims and third party claims by Appellant/Defendants Wendy Bellamy, BJC Enterprises, LLC, and American, Inc. arising out of a foreclosure action brought by Respondent Hotel & Motel Holdings, LLC's predecessor, Respondent First Palmetto. The Court of Appeals stayed this appeal due to bankruptcy filings of certain Respondents. Also, while the trial of the foreclosure claim has been tried, the Order of Foreclosure and Sale is not final as the foreclosure sale has not been held.

The Respondents now understand that the Notice of Sale has been published and the sale of the property in issue is scheduled to take place on August 5, 2013 and the upset bid day, due to deficiency not being waived, will be held on September 4, 2013. Thereafter, it is anticipated by Respondents that Judge Cole will issue his Report on Sale and Final Order bringing the trial court portion of the case to an end for purposes of appeal. I as trial counsel for Respondents received an Order from the Bankruptcy Court dismissing Respondent Bellamy's bankruptcy case, I have never received from the Bankruptcy Court any Orders or notices that the bankruptcy proceedings of the other two Respondents have been ended.

Respondents believe that the appeal should stay in abeyance until the foreclosure sale is completed and the Final Order and Report on Sale has been issued by Judge Cole. Respondents anticipate that this should occur sometime in September, 2013.

If you have any questions with regard to this matter, please do not hesitate to contact me. Thank you for your cooperation.

Sincerely,



Kathryn M. Cook
Cook & Roy, LLC

Attorney for Respondents

Cc: Audra M. Byrd

William H. Short, Jr.

William W. DesChamps, Jr.