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July 31, 2013

The Honorable Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
Post Office Box 11330
Columbia, SC 29211

RECEIVED
JUL 31 2013
S.C. Supreme Court

RE: Independence National Bank v. Buncombe Professional Park, LLC; and David DeCarlis, s/a David D. DeCarlis
Civil Action No. 2012-CP-23-3860
SC Court of Appeals No. 2011-196059
Appellate Case No. 2013-000915
Our File No. 28156/01502

Dear Mr. Shearouse:

Petitioner Independence National Bank hereby notifies the Clerk that Respondents Buncombe Professional Park, LLC and David DeCarlis, s/a David D. DeCarlis, have not filed a return in response to Petitioner's petition for writ of certiorari. Respondents' return was due on July 19, 2013. Pursuant to Rule 240(e), SCACR, Petitioner requests that this Court deem Respondents' failure to file a return as consent to the petition. For this reason, and the reasons set for fully in Petitioner's petition for writ of certiorari, the Court should grant the petition.

Very truly yours,



A. Mattison Bogan

AMB:lpw

cc: Mary Leigh Arnold, Esquire