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February 2, 2024

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Feb 02 2024
SC Court of Appeals

VIA E-MAIL (ctappfilings@sccourts.org)

The Honorable Jenny A. Kitchings, Clerk
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

**RE: Bank of the West v. Tammy Michele Epley
Appellate Case No. 2023-001180**

Dear Ms. Kitchings:

As the Court is aware, we represent the Respondent, Bank of the West, in the above-referenced appeal filed by the Appellant, Tammy Michele Epley. In my previous letter to you dated January 22, I informed the Court that the parties were working on a settlement agreement that would resolve the appeal. I am pleased to report that a settlement agreement has been reached and executed by the parties.

On January 16, the Appellant filed a "Voluntary Dismissal with Prejudice", seeking unilaterally to dismiss the Appeal with prejudice. Later the same day, she filed a "Motion to Withdraw Voluntary Dismissal with Prejudice," which the Court noted was deficient. In light of the executed settlement agreement, the Respondent hereby consents to the Appellant's dismissal of the Appeal with prejudice. None of the exceptions contained in Rule 260(b), SCACR are applicable.

Should you have any questions or need anything further from the parties to conclude this matter, please do not hesitate to contact me. With kindest regards, I remain

Sincerely,

Robert C. Byrd

RCB/mrh

cc: Tammy Michele Epley (via email)

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