

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley D. Price, Circuit Court Judge
Case No. 2019-CP-10-04387
Appellate Case No. 2021-000051

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Feb 09 2024

S.C. SUPREME COURT

Applied Building Sciences, Inc.,

Appellant,

v.

South Carolina Department of Commerce,
Division of Public Railways,

Respondent.

PROOF OF SERVICE

I certify that I have served Respondent's Return to Appellant's Motion for Rehearing on Gene M. Connell, Jr., counsel for Appellant, Applied Building Sciences, B. Eric Shytle, counsel for Municipal Association of South Carolina, and Paul D. de Holczer, counsel for South Carolina Department of Transportation, via email to counsel's primary e-mail addresses listed in the Attorney Information System, gconnell@classactlaw.net, eshytle@masc.sc, and deholczerpd@scdot.org on February 9, 2024. See attached email.

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Columbia, South Carolina
February 9, 2024

From: [Joseph B. Berry](#)
To: [Gene Connell](#); eshytle@masc.sc; [Deholczer, Paul D.](#)
Cc: [Pat K. McCright](#)
Subject: Applied Building Sciences, Inc. v. SC Department of Commerce, Division of Public Railways, Appellate Case No. 2021-000051
Date: Friday, February 9, 2024 10:44:07 AM
Attachments: [20240209 Respondent's Return to Appellant's Motion for Rehearing.pdf](#)

Counsel,

Attached please find Respondent's Return to Appellant's Motion for Rehearing. The Return will be filed with the Supreme Court shortly.

Kind regards,

Joe



Joseph B. Berry

Attorney

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