

**May 02 2024**

**SC Court of Appeals**

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May 2, 2024

**VIA EMAIL**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

Re: *Marcelo Torricos, as Trustee of the John W. Beeson Irrevocable Trust II FBO James H. Beeson dated August 5, 2021 v. The Greenville County Planning Commission*  
Appellate Case No. 2023-000699

Dear Ms. Kitchings:

Per your letter of April 5, 2024, I am writing to inform the Court as to the progress of the settlement in this matter and to ask that this action continue to be held in abeyance.

The underlying dispute relates to a proposed subdivision in Greenville County. In addition to this appeal, the Respondent also pursued plan approval for another application for the same property. The denial of that application is on appeal to the circuit court (2023-CP-23-03785, the "2023 Case").

The parties have reached what they hope will be a global resolution of this appeal and the 2023 Case, but the proposed resolution requires approval from Greenville County's Subdivision Advisory Committee. All materials have been presented, and approval should be imminent. Once that is done, the settlement agreement will be presented to the the circuit court for approval pursuant to S.C. Code Ann. § 6-29-825 in the 2023 Case. Once the settlement agreement has been approved, the parties will file a motion for dismissal of this appeal under Rule 260(b), SCRCP.

For these reasons, this settlement is taking longer than average to perfect despite the continued efforts of the parties. In the event the parties are unable to finalize the settlement for some unforeseen reason, Appellant will promptly notify the Court so this appeal may proceed.

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We appreciate the Court's patience. Please let me know if there are any questions.

Sincerely yours,

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/sac

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Marcelo Torricos III, Esq. (mtorricos@bannisterwyatt.com)

