

The Honorable Jenny Abbott Kitchings
August 22, 2013
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SC Court of Appeals

Proposed Amended Caption:

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of Common Pleas

The Honorable Paul M. Burch, Circuit Court Judge

Case No. 2013-001321

Auto-Owners Insurance Company,..... Appellant,

v.

Elouise Woody Benjamin, Melvin Benjamin, Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists, Inc.,.....Defendants,

Of whom Elouise Woody Benjamin and Melvin Benjamin areRespondents.



ATTORNEYS AT LAW

Reply To
DOMINIC A. STARR
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dominic.starr@mgclaw.com
MYRTLE BEACH

August 22, 2013

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

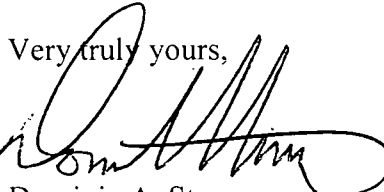
RE: Auto-Owners Insurance Company v. Elouise Woody Benjamin, Melvin Benjamin,
Joshua Lee Cail, Naida L. Singleton and Pee Dee Heating and Cooling Specialists
Our File No.: 20403.09016
SCCA No. 2013-001321

Dear Ms. Kitchings:

Pursuant to a conversation between my office and Amelia at the Court of Appeals, I wish to bring to the Court's attention that Defendant Joshua Lee Cail in the caption of our case was in default in the underlying action. Only Defendants Elouise Woody Benjamin and Melvin Benjamin will be Respondents in the appeal. For that reason, it is our understanding the Court may wish us to amend the caption in this case. Enclosed with this letter is an example of what we believe the Court may wish the caption to look like. If so, please advise us and we will be happy to amend the caption accordingly. We will not make any change to the caption until directed by the Court to do so.

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

With kind regards, I remain

Very truly yours,

Dominic A. Starr

DAS/mks

cc: William P. Hatfield, Esquire
Robert N. Hill, Esquire

Louis D. Nettles, Folkens Law Firm

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