



**Katon E. Dawson, Jr.**  
t: 803.253.6854  
f: 803.255.8017  
katondawson@parkerpoe.com

Atlanta, GA  
Charleston, SC  
Charlotte, NC  
Columbia, SC  
Greenville, SC  
Raleigh, NC  
Spartanburg, SC  
Washington, DC

September 5, 2024

**RECEIVED**  
**Sep 05 2024**  
**SC Court of Appeals**

**VIA E-MAIL:**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**Re: *Balfour Beatty Construction, LLC v. Library Associates, LLC, et al.***  
**Appellate Case No.: 2024-000753**

Dear Mrs. Kitchings:

We represent Appellant Balfour Beatty Construction, LLC (“Balfour”) in Appellate Case No. 2024-000753. On May 13, 2024, Balfour filed a Notice of Appeal of the Honorable Mikell R. Scarborough’s order granting summary judgment in favor of Watson Electrical Construction Co., LLC (“Watson”), filed September 13, 2021, and the Honorable Mikell R. Scarborough’s order denying Balfour’s Motion to Alter or Amend, filed April 12, 2024.

Following this Court’s entry of an order consolidating that appeal with Appellate Case No. 2024-000753, it came to our attention that Balfour’s Notice of Appeal inadvertently attached the April 12, 2024 order granting Watson’s Motion for Reconsideration instead of the April 12, 2024 order denying Balfour’s Motion to Alter or Amend. To correct this clerical issue, Balfour respectfully requests the Court substitute the April 12, 2024 order granting Watson’s Motion for Reconsideration with the April 12, 2024 order denying Balfour’s Motion to Alter or Amend. A copy of the April 12, 2024 order denying Balfour’s Motion to Alter or Amend is attached hereto.

Counsel for Balfour consulted with counsel for Watson, and Watson consents to this request.

Should you have any questions or need anything further, please do not hesitate to contact me.

September 5, 2024

Page 2

Sincerely,

*s/Katon E. Dawson, Jr.*

Katon E. Dawson, Jr.

KED/tlc

Enclosures

cc: Samuel M. Wheeler, Esq. [sam@whitfieldcargilelaw.com](mailto:sam@whitfieldcargilelaw.com)  
Steven L. Smith, Esq. [ssmith@scnlaw.com](mailto:ssmith@scnlaw.com)  
Don R. Terry, Esq. [dterry@smithterrylaw.com](mailto:dterry@smithterrylaw.com)  
Steele B. Windle, III, Esq. [awindle@smithterrylaw.com](mailto:awindle@smithterrylaw.com)



**IT IS SO ORDERED.**

Dated \_\_\_\_\_

\_\_\_\_\_  
Mikell R. Scarborough  
Master in Equity



Charleston Common Pleas

**Case Caption:** Balfour Beatty Construction LLC VS Library Associates LLC ,  
defendant, et al  
**Case Number:** 2019CP1001108  
**Type:** Master/Order/Other

So Ordered

s/Mikell R. Scarborough 3062