



**WINDLE
TERRY
BIMBO**
CONSTRUCTION LAW

150 Milestone Way, Suite C
Greenville, SC 29615
864.484.3428 (main)
704.626.6446 (fax)

www.wtbconstructionlaw.com

DON R. TERRY
dterry@wtbconstructionlaw.com

RECEIVED
APR 22 2025
SC Court of Appeals
104538 Motion to Compel
104539 Motion Hold in Abeyance

April 21, 2025

Via Federal Express

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

RE: Novant Health, Inc. Terracon Consultants, Inc., Panther Heating and Cooling, Inc., Modern Construction of South Carolina, LLC, Southern Realty, LLC, and, in their individual capacities, George White, MD, Nicholas Tuttle, MD, and Malcolm Marion, MD and Modern Construction Services, LLC v. Rachel Sanders.

Of which Modern Construction Services, LLC is the Appellant.

Appellate Case No.: 2024-001042

Dear Ms. Kitchings,

Enclosed herein you will find two (2) \$50 checks representing payment for each of the following Motions that were filed with the Court earlier today:

- **Appellant Modern Construction Services, LLC's Motion to Hold the Deadline for Filing its Reply Brief and Record on Appeal in Abeyance, or, in the alternative, Motion For Extension of Time, and**
- **Appellant's Notice of Non-Compliance and Motion to Compel**

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

Hon. Jenny Kitchings
April 21, 2025
Page Two

WINDLE TERRY BIMBO

A handwritten signature in black ink, appearing to read 'RTZ' followed by a stylized flourish.

Don R. Terry
Attorney for Appellant
Modern Construction Services LLC

Enclosures – as stated

cc: Don R. Terry (dterry@wtbconstructionlaw.com)
John Nichols (john@bluesteinattorneys.com)
Donald Gist (dtommygist@yahoo.com)
Erica McCrea (ericamccrea@gistlawfirm.com)
Kyle Watson (kwatson@watsonattorney.com)

FedEx

ORIGIN/PRIA (704) 576-3857
TONYA STABENAW WINDLE
WINDLE / TERRY BAMB
8220 W. ABBOTTSWOOD RD
SUITE 100
CHARLOTTE, NC 28273
UNITED STATES US

SHIP DATE 21APR25
ACTWGT 2.00 LB
CAD: 113H4259NETH255
BILL SENDER

TO HONORABLE JENNY ABBOTT KITCHINGS
SOUTH CAROLINA COURT OF APPEALS
1220 SENATE STREET

COLUMBIA SC 29201

(800) 734-7869 REF: 394-801



Envelope
Recycle

FedEx

TRK# 8806 9355 4761

(0251)

XP USCA

TUE - 22 APR 10:30A
PRIORITY OVERNIGHT

29201
SC-US CAE



SC-51194USCA

RECEIVED

APR 22 2025

SC Court of Appeals

110537-433 #BX08 EDP 07/25

or pouch here.