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May 23 2025

SC Court of Appeals

From: [Evans-Pryor, Khee'Asia](#)
To: [Court Of Appeals Filings](#)
Subject: FW: Franklin J. Boyles v. C and C Masonry, Inc.- 2025-000221
Date: Friday, May 23, 2025 2:00:19 PM
Importance: High

From: Lake Summers <summers@mtsolawfirm.com>
Sent: Friday, May 23, 2025 1:15 PM
To: lolarichey@bellsouth.net; lawfirm@richeyandrichey.com
Cc: Evans-Pryor, Khee'Asia <kpryor@sccourts.org>; trippett.boineau@mgclaw.com; hugh.gallagher@mgclaw.com; elizabeth.davison@mgclaw.com; cdeboy@finkellaw.com; tkelly@finkellaw.com; mflynn@collinsandlacy.com; cstegmaier@collinsandlacy.com; statefiling@collinsandlacy.com
Subject: RE: Franklin J. Boyles v. C and C Masonry, Inc.- 2025-000221
Importance: High

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Lola –

Good afternoon. I hope you're doing well.

I'm in the process of finishing USC's initial brief and designation of matter in the appeal you filed on Mr. Boyles' behalf in the above-referenced matter.

As we discussed during our most recent teleconference, USC was the only Defendant amongst the three (3) you named in your action on Mr. Boyles' behalf who filed a motion to dismiss Mr. Boyles' claims against it. USC filed its motion to dismiss Mr. Boyles' claims against it under SCRCP 12(b)(6) and in lieu of an answer.

You named C & C Masonry and Juneau Construction Co. as USC's two (2) co-Defendants to Mr. Boyles' action. Neither C & C Masonry, nor Juneau filed motions to dismiss under SCRCP 12(b)(6) in lieu of answers.

Accordingly, USC was the only Defendant dismissed from Mr. Boyles' action by operation of Judge Newman's February 24, 2025 order, which granted USC's

motion to dismiss Mr. Boyles' claims against it. Thus, as we discussed during our most recent teleconference, USC should be (and is) the only Respondent to your appeal of Judge Newman's February 24, 2025 order.

Given how you styled your Notice of Appeal from Judge Newman's February 24, 2025 order, however, the Court of Appeals considers both C & C Masonry and Juneau as Respondents to your appeal of Judge Newman's February 24, 2025.

Under such circumstances, I respectfully encourage you to contact the Clerk's office at the Court of Appeals, specifically Ms. Evans-Pryor who authored the May 13, 2025 email immediately below, to determine what efforts are need to clarity that USC is the only Respondent to your appeal of Judge Newman's February 24, 2025 order.

As always, please don't hesitate to email or call me on my cell @ 803.413.2094 if you have any questions about this message. Thanks.

Lake

PS – as you can see, I've copied Ms. Evans-Pryor and counsel for C & C Masonry and Juneau with this message.

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From: Evans-Pryor, Khee'Asia <kpryor@sccourts.org>

Sent: Tuesday, May 13, 2025 3:08 PM

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Subject: Franklin J. Boyles v. C and C Masonry, Inc.- 2025-000221

Dear Counsel,

Attached please find correspondence from the Court of Appeals.

Please do not respond to this email. Send all correspondence to ctappfilings@sccourts.org. **Any parties not included in this email will receive the attached correspondence via US Mail.**

Respectfully,

Khee'Asia Evans-Pryor

Appeals Specialist 1

South Carolina Court of Appeals

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803-734-1890

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