

RECEIVED

Sep 02 2025

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM CHARLESTON COUNTY
Jennifer B. McCoy, Circuit Court Judge

Appellate Case No. 2025-001224
Case No. 2016-CP-10-03783

The Retreat at Charleston National Country Club Home Owners Association, Inc., and The Retreat at Charleston National Country Club Horizontal Property Regime, Plaintiffs,

v.

Winston Carlyle Charleston National, LLC; Colin R. Campbell Construction, Inc.; Colin Campbell, individually; Builders FirstSource-Southeast Group, LLC; Builders FirstSource, Inc.; America Roofing Concepts, Inc.; DVS, Inc.; Advanced Building Connection, LLC; Guy C. Lee Building Materials, LLC; WS Contractors, LLC; Dino Schwartz, Individually; Charleston Exteriors, LLC; ECC Contracting, LLC; Hurley Services, LLC; McDaniel Construction Co., LLC; AC Construction Corp.; AC Construction, Inc.; L&G Construction Group, LLC; Liollo Architecture; JC Contractors, LLC; Soto & Vasquez Construction, LLC; Costa De Oliveira Construction, LLC; Solesmar Jesus De Oliveria; Wilson Lucas Sales d/b/a Miracle Siding; Miracle Siding, LLC; Royal Homes of SC, Inc.; Collen Batissa; Christopher Batissa; Norma Ferreira Bruno; Mendez Construction, LLC; Juan Garza Ramos, individually; Juan Garza Ramos d/b/a Juan Constructors; Jessica Marroquin, individually; Jessica Marroquin d/b/a Marroquin Construction; Carlos Marroquin, individually; Carlos Marroquin Construction; Carlos and Jessica Marroquin d/b/a Marroquin Construction; Feliciano Cruz Silva; Garcia Roofing, LLC; Givair De Caris; and Mario Salgado; Defendants,

Builders FirstSource-Southeast Group, LLC, Third-Party Plaintiff, Petitioner

v.

Pohlman Quality Contractors; Pohlman Quality Exteriors; Palmetto Trim and Renovation; Edward Bruce Witham; and East Coast Carpentry, Third-Party Defendants,

Of which Palmetto Trim and Renovation; Hurley Services, LLC; ECC Contracting, LLC; East Coast Carpentry; AC Construction, Inc.; WS Contractors, LLC; Pohlman Quality Exteriors, Inc.; and L&G Construction Group, LLC are the Respondents.

PROOF OF SERVICE

The undersigned hereby certifies that on this 28th day of August, 2025, a copy of MOTION FOR LEAVE TO FILE AMICUS was served on counsel of record, by Electronic Mail, addressed to the following:

Stephen P. Hughes, Esq.
William Hewitt Cox, III, Esq.
sphughes@ghgpa.com
wcox@ghgpa.com

Attorneys for Petitioner

Kevin W. Mims, Esq.
William Chase McNair, Esq.
John Barnwell Fishburne, Jr., Esq.
kmims@lmlawllp.com
cmcnair@lmlawllp.com
bfishburne@lmlawllp.com

Attorneys for Respondent AC Construction, Inc.

James H. Elliott, Jr., Esq.
Francis Heyward Grimball, Esq.
fhgrimball@RichardsonPlowden.com
jelliott@RichardsonPlowden.com

Attorneys for Respondent East Coast Carpentry

James H. Elliott, Jr., Esq.
Francis Heyward Grimball, Esq.
L. Dean Best, Esq.
Mark Shanter Chaparro, Esq.
fhgrimball@RichardsonPlowden.com
jelliott@RichardsonPlowden.com
dean@bestlawsc.com
shanter@bestlaw.com

Attorneys for Respondent ECC Contracting, LLC

Todd Russell Flippin, Esq.
W. McElhaney White, Esq.
tflippin@holcombebomar.com
mwhite@holcombebomar.com

Attorneys for Respondent Hurley Services, LLC

Thomas Frank Dougall, Esq.
Michal Kalwajtys, Esq.
mkalwajtys@dougallfirm.com
tdougall@dougallfirm.com

Attorneys for L&G Construction, Group, LLC

James H. Elliott, Jr., Esq.
Payton Dwight Hoover, Esq.
jelliott@richardsonplowden.com
phoover@richardsonplowden.com

Attorneys for Respondent Palmetto Trim and Renovation

Edward Glenn Elliott, Esq.
Weldon Lucas Coates, Esq.
ege@aikenbridges.com
wlc@aikenbridges.com

Attorneys for Respondent Pohlman Quality Exteriors, Inc.

John P. Linton, Jr., Esq.
Jennifer Ivey, Esq.
ivey@wglfirm.com
linton@wglfirm.com

Attorneys for Respondent WS Contractors, LLC

s/ Taylor H. Stair

Taylor H. Stair (S.C. State Bar No. 78430)
William G. DesChamps, IV (S.C. State Bar No. 100596)
Joshua H. Umbarger (S.C. State Bar No. 101911)
850 Morrison Drive, Suite 400
Charleston, SC 29403
Telephone: (843) 727-2650
Facsimile: (843) 727-2680
taylorstair@parkerpoe.com
willdeschamps@parkerpoe.com
joshumbarger@parkerpoe.com

Attorneys for Amici Curiae The National Association of Home Builders and the Home Builders Association of South Carolina

Charleston, South Carolina