

106457

Reply To: Columbia
jonathan.robinson@smithrobinsonlaw.com

November 11, 2025

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
NOV 14 2025
SC Court of Appeals

Re: John A. Tibbs and Margaret B. Tibbs v. Cape PLC, etc., et al.
Appellate Case No. 2025-002104

Dear Ms. Kitchings:

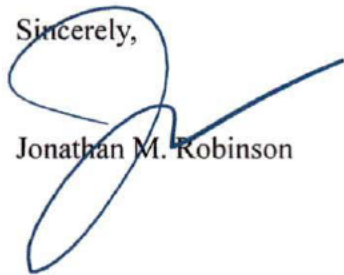
The Receiver is in receipt of the Court's November 10 letter requesting the Receiver submit a return to Appellants' petitions for rehearing within 10 days.

On October 20, 2025, the Court dismissed this appeal. Thereafter, the Altrad and Charter Appellants filed Petitions for Rehearing. On November 6, 2025, the Receiver filed a Motion to Strike the attachments submitted with the petitions for rehearing and the portions of the petitions for rehearing that relied on the attachments. Under Rule 240, SCACR, Appellants' returns to the Motion to Strike are due on November 17, 2025, and the Receiver's reply to the returns to the Motion to Strike is due on November 24, 2025.

In light of the deadlines now set on the pending matters in this appeal, the Receiver respectfully requests the Motion to Strike be briefed and decided before he submits a return to the petitions for rehearing, so the Receiver knows which issues raised in the petitions are properly before the Court and need to be responded to. Therefore, the Receiver requests the Court hold his deadline to file a return to the petitions for rehearing in abeyance until ten days after the Court issues a decision on the Motion to Strike.

We are enclosing a \$50 filing fee with this request. Thank you for your consideration.

Sincerely,



Jonathan M. Robinson

JMR/dlf
Enclosure
cc: Counsel of record via email

0100-0303

SMITH ROBINSON

Forward thinking. Results driven.

3200 Devine Street
Columbia, SC 29205

COLUMBIA, SC 29205

12 NOV 2025 PM 2:00

FIRST-CLASS



US POSTAGE ^{IMI}PITNEY BOWES



ZIP 29205

02 7H

0006091307

\$ 000.74⁰

NOV 12 2025

RECEIVED

NOV 14 2025

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

29211-162929

