

RECEIVED

NOV 15 2013

SC Court of Appeals

November 11, 2013

Hon. Jenny Abbott Kitchings
 Clerk of Court of Appeals
 1205 Pendleton Street
 Columbia, SC 29201

KEVEN K. KENISON
 (1964-2013)
 THOMAS E. DUDLEY, III
 Practicing Attorney in South Carolina and North Carolina
 JOHN T. CRAWFORD, JR.
 Practicing Attorney in South Carolina
 M. STOKELY HOLDER
 Practicing Attorney in South Carolina
 TOWNES B. JOHNSON, III
 Practicing Attorney in South Carolina
 F. LEE PRICKETT, III
 Practicing Attorney in South Carolina

Re: *Craft Construction Company, Inc. of Starr vs. Pendleton Station, LLC, et al.*
 ("Craft" matter)
 Of Whom Enterprise Bank of South Carolina is the Appellant
 Appeal from Anderson County Case No.: 2007-CP-04-2784
 Appellate Case No.: 2012-213227

Miller Construction Company, LLC vs. Pendleton Station, LLC, et al. ("Miller"
 matter)
 Of Whom Enterprise Bank of South Carolina is the Appellant
 Appeal from Anderson County Case No.: 2007-CP-04-2786
 Appellate Case No.: 2012-213318

Moorhead Construction, Inc. vs. Pendleton Station, LLC, et al. ("Moorhead"
 matter")
 Of Whom Enterprise Bank of South Carolina is the Appellant
 Appeal from Anderson County Case No.: 2007-CP-04-2785
 Appellate Case No.: 2012-213225

To Whom It May Concern:

Our office has received notices that the above referenced *Miller Construction* appeal is set for oral arguments in January 2014, and the above referenced *Moorhead Construction* appeal is set for oral arguments in February 2014. We have yet to receive notice of oral argument for the above referenced *Craft Construction* appeal. As we understand it, the three above referenced appeals are not being handled by the same clerk such that the substance and similarities of the three appeals may not be readily apparent to the court at this juncture.

Upon receipt of the aforementioned oral argument notices, my office contacted the court for the purpose of informing the court of the similarities between the three separate appeals and how, in our estimation, the court would probably prefer to have each of the oral arguments heard consecutively on the same date by the same judges. The court instructed us at that time to provide a letter of this nature for further consideration.

GREENVILLE
 704 East McBee Avenue ■ Greenville, South Carolina 29601
 Phone 864.242.4899 ■ Fax 864.242.4844

CHARLESTON
 534 B Oristo Ridge ■ Edisto Beach, South Carolina 29438
 Phone 843.869.1000

ATLANTA
 1130 Hurricane Shoals Road ■ Suite 600 ■ Lawrenceville, Georgia 30043
 Phone 770.513.6400 ■ Fax 770.518.6577

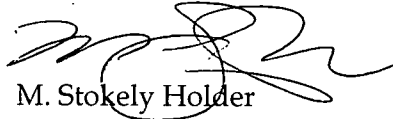
As evidenced by the fact that all three of the above referenced (separate) cases were tried at the same time, all three are similar in nature from both a legal and factual standpoint. All three involve the same construction project. All three involve the same, or very similar, legal issues - the primary distinction being that the *Moorhead* matter is a lawsuit initiated by the general contractor on the project- Moorhead. The *Craft* matter and the *Miller* matter were separate lawsuits involving the work alleged to have been performed by Craft and Miller, respectively, as subcontractors to Moorhead on the same project. The same attorney, David J. Brousseau, has at all pertinent times represented, and continues to, represent each of Moorhead, Miller and Craft. The Appellant in each matter, Enterprise Bank of South Carolina, is the same as well.

Furthermore, the majority of the legal issues in each are primarily centered upon the South Carolina statutory scheme for mechanic's liens such that those particular legal issues in each of the three matters are interrelated among the three matters. Therefore, it is the opinion of the Appellant that judicial economy would be best served by having each of the three appeals heard consecutively on the same day by the same judges.

As such, we respectfully ask the Court to consider hearing these three cases consecutively on the same date by the same Judges. Thank you for your consideration.

Very truly yours,

KENISON, DUDLEY & CRAWFORD, LLC



M. Stokely Holder

MSH:lkw

cc: David J. Brousseau
Enterprise Bank of South Carolina