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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Horry County
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appellate Case No. 2023-001132

Case No. 2018-CP-26-00307

Wedgewood Condominium Association,

Respondent,

v.

Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC, Crescent Architects, LLC and CEMS Engineering, Inc., Defendants,

Of which Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC are the Appellants.

And

Centex Homes, a Nevada General Partnership, Third Party Plaintiff

v.

Right Way Construction, Inc. a/k/a RWG, Inc. a/k/a Right Way Group, Inc. a/k/a RWGR, Inc.; Frank Harris d/b/a Frank Harris Construction a/k/a F. Harris Construction a/k/a Harris Drywall; Builders FirstSource – Southeast Group, LLC; Stock Building Supply, LLC f/k/a Stock Building Supply, Inc. f/k/a Carolina Builders Corporation; Michael D. Brownlee d/b/a Carolina Drywall & Interiors; Carolina Drywall & Interior, Inc. a/k/a Carolina Drywall & Interiors, Inc. a/k/a Carolina Drywall Contractors, Inc.; Roof Doctor of the Carolinas, Inc.; John D. Frazier d/b/a and/or a/k/a Roof Doctor and/or Roof Doctor of the Carolinas and/or Roof Doctor of the Carolinas, Inc.; Steven Bosch d/b/a The Roofer Man; Tri-City Insulation and Building Products of Myrtle Beach, Inc.; Martin Mata d/b/a Martin Masonry; Martin Masonry, Inc.; BR Brick & Masonry, Inc.; BR Brick & Masonry, LP f/k/a BR Brick & Masonry, Inc.; Unicon Concrete, LLC; Seno's Cleaning Service; American Residential Services, Inc.; Rice Planter Carpets, Inc. n/k/a Creative Touch Interiors, Inc., Floors, Inc. successor by merger to Rice Planter Carpets, Inc.; Carpets By Kendall, Inc.; Reliable Floor Systems, Inc.; TNT Painting; Paint with Pride a/k/a Painting with Pride; William

Evans d/b/a Top Notch Painters; Morningstar Consultants Inc.; MI Windows and Doors, LLC; Michael Dawson d/b/a Michael Dawson Construction, and Inc.; Vereen Concrete Co. Inc.; AK Construction Inc. a/k/a AK Framing and Siding Co.; AK United, Inc. f/k/a AK Construction Inc., Third Party Defendants.

AGREEMENT TO DISMISS THE APPEAL

Appellants Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as successor by merger to Centex Construction Company, Inc. and Centex Construction, LLC, and Respondent Wedgewood Condominium Association, through their undersigned counsel, submit this agreement to have the Appellant's appeal dismissed pursuant to Rule 260(b) of the South Carolina Appellate Court Rules. The parties hereby request that the Court dismiss the Appellant's appeal. Each party to bear its own costs and fees.

s/William G. DesChamps, IV

Thomas C. Hildebrand, Jr. (S.C. Bar No. 2501)
William G. DesChamps, IV (S.C. Bar No. 100596)
PARKER POE ADAMS & BERNSTEIN, LLP
850 Morrison Drive, Suite 400
Charleston, SC 29403
Telephone: 843-727-2650
tomhildebrand@parkerpoe.com
willdeschamps@parkerpoe.com

Katon E. Dawson, Jr. (SC Bar # 101167)
PARKER POE ADAMS & BERNSTEIN LLP
1221 Main Street, Suite 1100
Columbia, SC 29201
803.255.8000
katondawson@parkerpoe.com
Stephanie A. Douglas (*pro hac vice*)
Bush Seyferth PLLC
100 W Big Beaver Road, #400
Troy, Michigan 48084
248.822.7800
douglas@bsplaw.com

Attorneys for Appellants Centex Homes, a Nevada General Partnership and Balfour Beatty Construction, LLC as

*successor by merger to Centex Construction Company,
Inc. and Centex Construction, LLC
KELAHER, CONNELL & CONNOR, P.C.*

s/ Gene M. Connell, Jr.

*Gene M. Connell, Jr. (S.C. Bar No. 1358)
The Courtyard, Suite 209
1500 U.S. Highway 17 North
Post Office Drawer 14547
Surfside Beach, South Carolina 29587-4547
(843) 238-5648 (phone)
(843) 238-5050 (facsimile)
gconnell@classactlaw.net*

*STANLEY LAW FIRM
Stacy L. Stanley (S.C. Bar No. 13410)
3303 East Highway 9
Little River, SC 29566
(843) 390-9111
sstanley@stanleylawfirm.com*

*Attorneys for Respondent Wedgewood Condominium
Association*