

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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Appeal from Dorchester County  
Court of Common Pleas

DeAndrea G. Benjamin, Circuit Court Judge

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FEB 11 2014

**SC Court of Appeals**

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Case No. 2009-CP-18-0452

Rita M. Pugh,

Respondent,

v.

Bi-Lo, LLC,

Appellant.

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**AGREEMENT TO DISMISS APPEAL  
TO EFFECTUATE SETTLEMENT**

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YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
Duke R. Highfield (SC Bar No. 64224)  
Brandt R. Horton (SC Bar No. 72572)  
Russell G. Hines (SC Bar No. 72100)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for the Appellant*

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**SC Court of Appeals**

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA  
COURT OF APPEALS

COMES NOW the Appellant, Bi-Lo, LLC, by and through its undersigned counsel, and the Respondent, Rita M. Pugh, by and through her undersigned counsel, pursuant to Rule 260(b), SCACR, and hereby advise this Honorable Court of their agreement that this appeal be dismissed in accordance with the settlement reached by the parties.

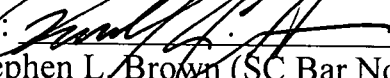
The parties have reached an agreement providing for the full, final, and complete resolution and termination of the Respondent's claims or other recourse against the Appellant relating to this case and its subject matter. To effectuate this settlement, the parties agree and request that this appeal be dismissed and that this matter be remitted to the Circuit Court so that court is vested with jurisdiction to release to the Appellant/the Appellant's counsel the funds that were previously deposited by or on behalf of the Appellant in the Circuit Court pending the outcome of this appeal (including any and all accrued interest thereon) and to mark satisfied and cancelled or otherwise discharged any verdict/judgment and/or order/award previously rendered/entered/enrolled in favor of the Respondent against the Appellant or to take any other action necessary to effectuate the settlement reached between the parties.

WHEREFORE, the Appellant, with the consent and agreement of the

Respondent, respectfully asks for an Order of this Court dismissing this appeal (with no fees, costs, or other expenses being awarded to or otherwise assessed against either party) so that the parties may effectuate their settlement as described above.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By:   
Stephen L. Brown (SC Bar No. 66468)  
Duke R. Highfield (SC Bar No. 64224)  
Brandt R. Horton (SC Bar No. 72572)  
Russell G. Hines (SC Bar No. 72100)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for the Appellant*

Charleston, South Carolina

Dated: 2/7/14

WE AGREE AND CONSENT:

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John S. Nichols, SC Bar #4210  
BLUESTEIN NICHOLS THOMPSON  
& DELGADO  
Post Office Box 7965  
Columbia, SC 29202  
(803) 779-7599  
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*and*

Julio A. Rossington, SC Bar #73905  
ROSSINGTON LAW OFFICES, LLC  
1317 M N. Main Street, #140  
Summerville, SC 29483  
(843) 261-1114  
Julio.rossington@rossingtonlaw.com

*Attorneys for the Respondent*

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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Appeal from Dorchester County  
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DeAndrea G. Benjamin, Circuit Court Judge

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Case No. 2009-CP-18-0452

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Rita M. Pugh,

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v.

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Appellant.

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**PROOF OF SERVICE**

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YOUNG CLEMENT RIVERS, LLP  
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*Attorneys for the Appellant*

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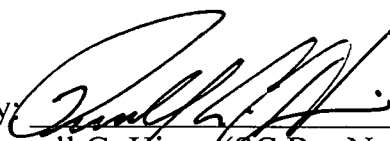
I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for the Appellant above named, do hereby certify that I have served the **AGREEMENT TO DISMISS APPEAL TO EFFECTUATE SETTLEMENT** on the above-named Respondent by depositing a copy of the same in the United States Mail, postage prepaid, on February 7, 2014, addressed as follows to the Respondent's counsel of record:

Julio A. Rossington, Esquire  
Rossington Law Offices, LLC  
1317-M N. Main Street, #140  
Summerville, SC 29483

*and*

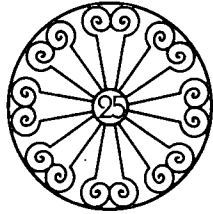
John S. Nichols, Esquire  
Bluestein, Nichols, Thompson & Delgado, LLC  
1614 Taylor Street  
Columbia, SC 29202

YOUNG CLEMENT RIVERS, LLP

By:   
Russell G. Hines (SC Bar No. 72100)

Charleston, South Carolina

Dated: 2/7/14



**YCR LAW**  
Young Clement Rivers, LLP

April J. Skinner  
Secretary

Direct Dial: (843) 720-5488  
Direct Fax: (843) 579-1324  
E-mail: askinner@ycrlaw.com

February 7, 2014

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: Rita M. Pugh v. Bi-Lo, LLC  
Appellate Case No.: 2012-212860  
Case No.: 2009-CP-18-0452  
Claim No.: 440L29727701  
Date of Loss: 8/31/2008  
YCR File: 5457-20090359

Dear Ms. Kitchings:

Enclosed for filing please find the original and two copies of an Agreement to Dismiss Appeal to Effectuate Settlement and Proof of Service in connection with the above referenced matter. Please file the originals and return a date stamped copy of each to me in the self-addressed envelope provided herein. We did not include a \$25.00 motion check as this is an agreement, but if necessary please let us know.

Thank you for your assistance and please do not hesitate to contact our office if you have any questions. With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

April J. Skinner  
Secretary

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**SC Court of Appeals**

AJS/ajs

Enclosures

cc: Julio A. Rossington, Esquire  
John S. Nichols, Esquire