

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM AIKEN COUNTY  
Doyet A. Early, III, Circuit Court Judge

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Case No. 2009-CP-02-1529

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**RECEIVED**  
MAR 14 2014  
SC Court of Appeals

William R. Ferrara, ..... Appellant,

v.

Michael E. Hunt, Sheriff of Aiken County and  
Charles Cain in his individual capacity as Deputy Sheriff, ..... Defendants,

Of whom Michael E. Hunt is the ..... Respondent.

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**RETURN TO MOTION TO CONSOLIDATE APPEALS**

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The Appellant William R. Ferrara has filed a motion to consolidate this appeal (Appellate Tracking Number 2013-000826) with his appeal of an order granting summary judgment to the Defendant Charles Cain in the same civil action (Appellate Tracking Number 2013-001909). The Respondent Michael E. Hunt consents to the consolidation request.

The Respondent Hunt concurs that the two appeals arise from the same civil action and involve several identical issues on appeal. Both Hunt and Cain filed motions for summary judgment in the Circuit Court, raising the same or similar grounds. The Circuit Court issued separate orders at separate times adjudicating those motions, which resulted in separate appeals being filed by the Appellant Ferrara. However, because the appeals involve the same or related issues arising from the same litigation and the same factual scenario, the consolidation of these appeals not only will foster judicial economy but will also eliminate the potential for inconsistent results if heard by two separate panels.

Respondent Hunt therefore requests that the Court grant the motion and consolidate these appeals for argument and adjudication.

DAVIDSON & LINDEMANN, P.A.

BY: 

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Columbia, South Carolina

March 14, 2014

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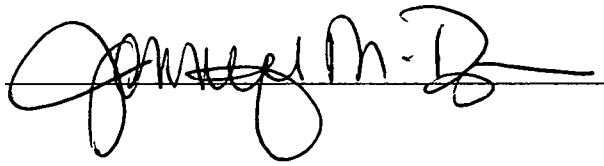
**CERTIFICATE OF SERVICE**

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The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Respondent Michael E. Hunt, does hereby certify that service of the **Return to Motion to Consolidate Appeals** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 14th day of March 2014:

S. Jahue Moore, Esquire  
John C. Bradley, Jr., Esquire  
Moore, Taylor & Thomas, P.A.  
Post Office Box 5709  
West Columbia, South Carolina 29171

Matthew B. Rosbrugh, Esquire  
MBR Law, LLC  
Post Office Box 292290  
Columbia, South Carolina 29229

A handwritten signature in black ink, appearing to read "Matthew B. Rosbrugh". The signature is stylized with large loops and a long horizontal stroke extending to the right.

# DAVIDSON & LINDEMANN, P.A.

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March 14, 2014

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## Hand Delivered

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Edgar Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201

RE: William R. Ferrara v. Michael E. Hunt, Sheriff of Aiken County and Charles Cain in his individual capacity as Deputy Sheriff  
Appellate Tracing Number: 2013-000826  
Civil Action Number: 2009-CP-02-1529  
Claim Numbers: 1-0801692-001 & 1-0801693-001  
Our File Number: 333.8194

Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy of the **Return to Motion to Consolidate Appeals** in the above referenced matter. Please file the original and return a clocked-in copy to me by way of my courier.

By copy of this letter, I am serving a copy on all counsel. Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb  
Enclosures

cc: S. Jahue Moore, Esquire (w/ Enclosure)  
John C. Bradley, Jr., Esquire (w/ Enclosure)  
Matthew B. Rosbrugh, Esquire (w/ Enclosure)

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