

G. Dana Sinkler
P.O. Box 1254
Charleston, SC 29402

August 14, 2014

RECEIVED

AUG 18 2014

SC Court of Appeals

V. Claire Allen, Deputy Clerk
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Stow Away Storage, LLC v. George W. Sisson
Appellate Case No. 2014-000155

Dear Ms. Allen:

I have been counsel for Stow Away Storage before and after this case was filed on April 4, 2011. The case involved an easement granted by Stow Away to the Appellant George W. Sisson. The remaining parties to the action are involved in the suit by virtue of their and their customers' use of the easement.

Judge Nicholson bifurcated the case, first trying only the issues of liability and the right to an injunction (see Trial Transcript, page 5, lines 3-9 and page 10, lines 6-9). He issued an order in favor of Stow Away on November 25, 2013, but has not yet ruled on damages and attorneys fees because of this appeal.

Shortly after Judge Nicholson's order was filed, Mr. Sisson' and the other Defendants, excepting Timarand, Inc., which had been judged in default, appealed.

Stow Away filed a Motion to Remand to allow Judge Nicholson to consider the claims for damages and attorneys fees but the motion to remand was denied.

On January 24, 2014, Stow Away sold all of its property involved in this matter to MSC MTP, L.L.C. ("MSC"). On the same date, MSC and Stow Away entered into an Assignment of Claims and Agreement ("the Agreement"). Pursuant to Paragraph 4 of the Agreement, MSC and Stow Away agreed that I would continue to represent both parties. In as much as Paragraph 3(i) of the Agreement provided that "Assignor (Stow Away) shall take any and all action necessary to ensure that Assignee (MSC) is added as a named Plaintiff to the Action," I filed the SCRCP 25(c)(e) motion now pending before the Court of Appeals.

I believe I attached a copy of the Agreement to my motion, but, if not, please let me know and I will get it to you as quickly as possible.

I hope this explains the purpose of the pending motion, but if not, then I will promptly provide you with additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Dana Sinkler". The signature is fluid and cursive, with a large initial "G" and a long, sweeping tail.

G. Dana Sinkler

cc: George Hamlin O'Kelley, III, Esquire
Maria Kiehling Brees, Esquire

G. Dana Sinkler
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