

The South Carolina Court of Appeals

John R. Tally, Appellant,

v.

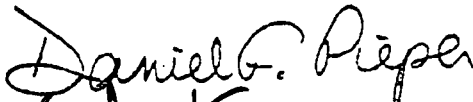
Byron Roberts, Rebecca Roberts, Benjamin Williams,
IV, and Abernethy & Company, PC, Respondents.

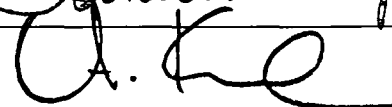
Appellate Case No. 2010-164226

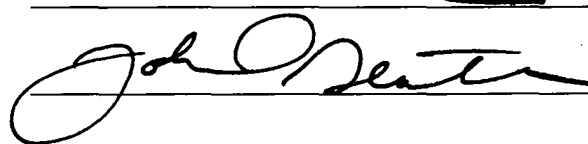
ORDER

On reconsideration of the trial court's order on appeal, we interpret the language regarding proof of the amount due on Tally's guaranteed payment as a conclusion that Tally failed to carry his burden of proof as to this issue. Therefore, we withdraw our previous opinion and substitute the attached opinion affirming the trial court's order in its entirety.

The petition for rehearing now pending before this court is denied as unnecessary.



J.


J.


J.

Columbia, South Carolina

cc:

R. Davis Howser

John R. Tally

Steven R. Anderson

Andrew Elliott Haselden

FILED
August 8, 2012