

The Supreme Court of South Carolina

Carolina First Bank, n/k/a TD Bank, NA, Petitioner,

v.

BADD, L.L.C., William McKown and Charles A.
Christenson, Defendants,

of whom BADD, L.L.C., and William McKown are
Respondents.

BADD, L.L.C., and William McKown, Third-Party
Plaintiffs,

v.

William Rempher, Third-Party Defendant.

Appellate Case No. 2013-000107

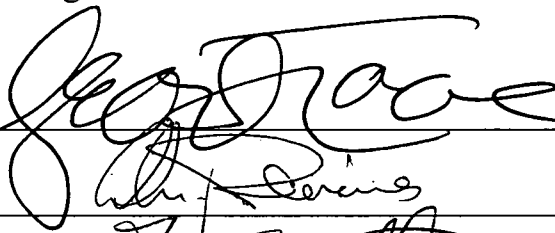
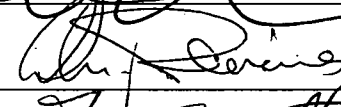
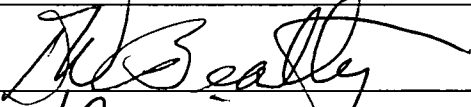
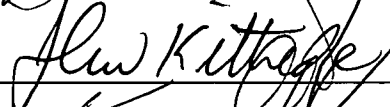
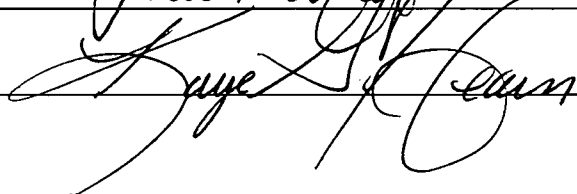
ORDER

The petition for rehearing is granted. On rehearing, the parties are asked to brief the following issues:

- I. Whether a guarantor who is joined as a party to a foreclosure action pursuant to S.C. Code Ann. § 29-3-660 (Supp. 2014) is entitled to a jury trial.
- II. Whether McKown has a right to a jury trial based on his counterclaims of civil conspiracy and breach of contract.

Respondents' brief shall be served and filed within thirty days of the date of this order. Petitioner shall serve and file its brief within thirty days of service of the

respondents' brief, and respondents shall have ten days after service of petitioner's brief to serve and file a reply brief if they choose. The parties will be advised when this matter is scheduled for oral argument.

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|  | C.J. |
|  | J. |
|  | J. |
|  | J. |
|  | J. |

Columbia, South Carolina

April 9, 2015

cc:

Richard R. Gleissner, Esquire
C. Mitchell Brown, Esquire
Thomas Wm. McGee, III, Esquire
Allen Mattison Bogan, Esquire
The Honorable Melanie Huggins-Ward