

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge

Appellate Case No. 2015-001603

Angie Keene, Individually and as Personal
Representative of the Estate of Dennis Seay,
Deceased, and Linda Seay, Plaintiffs/Respondents,

v.

CNA Holdings, LLC, Defendant/Appellant.

JOINT MOTION REQUESTING IMMEDIATE REMITTITUR

To The Honorable Court of Appeals:

Defendant/Appellant CNA Holdings, LLC, and Plaintiffs/Respondents Angie Keene, Individually and as Personal Representative of the Estate of Dennis Seay, Deceased, and Linda Seay, hereby jointly move this Court to send the remittitur of this case to the Court of Common Pleas for Spartanburg County, without delay.

I.

On July 30, 2015, this Court dismissed the appeal of Defendant/Appellant CNA Holdings, LLC. A timely motion for rehearing was filed on August 3, 2015.

On September 9, 2015, this Court denied Defendant/Appellant's motion for

rehearing.

II.

Pursuant to SCACR 221(b), after a petition for rehearing has been denied, the remittitur shall ordinarily not be sent to the lower court until the time to petition for writ of certiorari under rule 242(c) has expired. Pursuant to Rule 242(c), this is a 30-day time period.

III.

Defendant/Appellant will not be filing a writ of certiorari.

IV.

Trial is set to begin in this case on Monday, September 28, 2015.

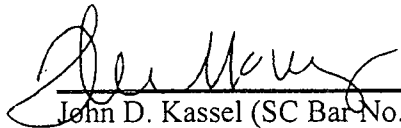
V.

In order to facilitate the trial of this matter, the parties jointly request that the remittitur be sent to the lower court prior to September 28.

September 23, 2015

Prepared and Submitted By:


Attorney for Plaintiffs



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