

# ROSEN | HAGOOD

Alice F. Paylor  
apaylor@rrhlawfirm.com  
(843) 266-8105

November 5, 2015

Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate St.  
PO Box 11629  
Columbia, SC 29211  
jkitchings@sccourts.org

Re: Ex parte: Historic Charleston Foundation, Preservation Society of Charleston,  
Charlestowne Neighborhood Association and Harleston Village Association,  
Appellants  
Beach Jasper, LLC and Beach Equity Investments, LLC v. City of Charleston and  
City of Charleston Board of Architectural Review  
Appellate Case No. 2015-002086

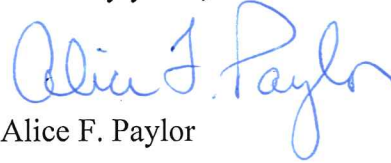
Dear Mr. Kitchings:

I am contacting you about a pending appeal in your court that concerns the Appellants seeking to be made parties to an appeal by my clients, the Respondents, Beach Jasper, LLC and Beach Equity Investments, LLC (“Beach Respondents”) from a decision of the City of Charleston Board of Architectural Review. The City of Charleston Respondents, through their counsel Frances Cantwell, and the Beach Respondents have agreed to allow the Appellants to become parties to the pending appeal in Circuit Court. Because that is the relief the Appellants seek in their appeal, this moots their appeal. I am attaching a Consent Order signed by Ms. Cantwell and me as well as by Judge J.C. Nicholson, who originally heard this matter and denied that the Appellants should be parties.

I am hoping that this is sufficient to render the appeal moot and to have it dismissed. My clients are anxious to get the substantive issues of their appeal heard. Please let me know if anything further needs to be done in order to have the appeal dismissed for mootness. Thank you for your assistance in this matter.

November 5, 2015  
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Sincerely yours,

A handwritten signature in blue ink that reads "Alice F. Paylor". The signature is written in a cursive style with a large, looped "A" and "P".

Alice F. Paylor

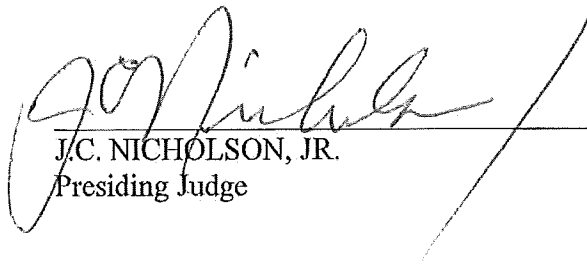
AFP/afp

Cc: Frances Cantwell, Esq.  
John Massalon, Esq.  
Rutledge Young, Esq.



the proposed interveners be made Respondents in this matter and that the appeal to the Court of Appeals be withdrawn as being moot.

AND IT IS SO ORDERED.

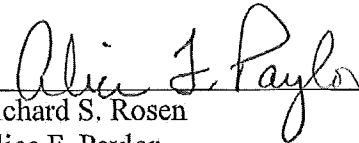
  
\_\_\_\_\_  
J.C. NICHOLSON, JR.  
Presiding Judge

Charleston, SC

November 4, 2015.

WE MOVE:

ROSEN, ROSEN & HAGOOD, LLC

By:   
\_\_\_\_\_  
Richard S. Rosen  
Alice F. Paylor  
P.O. Box 893  
Charleston, SC 29402  
(843) 577-6726

ATTORNEYS FOR APPELLANTS

WE CONSENT:

  
\_\_\_\_\_  
Frances I. Cantwell  
Assistant Corporation Counsel  
50 Broad Street  
Charleston, SC 29401  
(843) 724-3730

ATTORNEYS FOR RESPONDENTS  
CITY OF CHARLESTON AND CITY OF  
CHARLESTON BOARD OF  
ARCHITECTURAL REVIEW