

RECEIVED

NOV 16 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2015-002086

Charlestowne Neighborhood Association, Harleston Village Association, Preservation Society of Charleston and Historic Charleston Foundation, Appellants,

Beach Jasper, LLC and Beach Equity Investments, LLC, Respondents,

v.

City of Charleston and City of Charleston Board of Architectural Review, .. Respondents.

AGREED DISMISSAL

Appellants and Respondents agree to dismiss this appeal in accordance with Appellate Court Rule 260(b), on the condition that the attached order signed by Judge J.C. Nicholson is declared to be valid and binding on the parties in the Order of Dismissal and that Respondents Beach Jasper, LLC and Beach Equity Investments, LLC claim for sanctions is dismissed with prejudice.

[SIGNATURES ON FOLLOWING PAGES]

By: Alice F. Paylor

Richard S. Rosen

Alice F. Paylor

ROSEN, ROSEN & HAGOOD, LLC

P.O. Box 893

Charleston, SC 29402

(843) 577-6726

ATTORNEYS FOR RESPONDENTS
BEACH JASPER, LLC AND BEACH
EQUITY INVESTMENTS, LLC

Frances I. Cantwell / AFP

Frances I. Cantwell

Assistant Corporation Counsel

50 Broad Street

Charleston, SC 29401

(843) 724-3730

w/ permission

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

John A. Massalon

I. Ryan Neville

WILLS MASSALON & ALLEN, LLC

P.O. Box 859

Charleston, SC 29402

(843) 727-1144

ATTORNEYS FOR CHARLESTOWNE
NEIGHBORHOOD ASSOCIATION AND
HARLESTON VILLAGE ASSOCIATION

J. Rutledge Young, III / AJP
J. Rutledge Young, III
Julie L. Moore
Duffy & Young, LLC
96 Broad Street
Charleston, SC 29401

w/ permission

ATTORNEYS FOR PRESERVATION
SOCIETY OF CHARLESTON AND
HISTORIC CHARLESTON
FOUNDATION

ROSEN | HAGOOD

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

RECEIVED

November 13, 2015

NOV 16 2015

SC Court of Appeals

SENT BY FEDERAL EXPRESS AND EMAIL

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

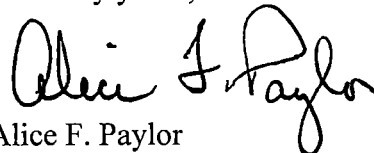
Re: Ex parte: Historic Charleston Foundation, Preservation Society of Charleston,
Charlestowne Neighborhood Association and Harleston Village Association,
Appellants
Beach Jasper, LLC and Beach Equity Investments, LLC v. City of Charleston and
City of Charleston Board of Architectural Review
Appellate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

Dear Jenny:

Prior to our talking earlier this week, I had asked all of the parties to the appeal to sign an Agreed Dismissal in accordance with SCACR, Rule 260(b). I now have that document and am sending it to you to file in the hopes that the Court will enter an order of dismissal of this appeal. As I told you, time is of the essence to my client, so I would appreciate any assistance that you can give in getting this order. If the Court has already entered an Order in accordance with our earlier conversation, please disregard this.

Thank you so much for your help in this matter.

Sincerely yours,



Alice F. Paylor

AFP/afp

November 13, 2015

Page 2

Cc: John Massalon, Esq.
J. Rutledge Young, III, Esq.
Frances I. Cantwell, Esq.