



December 10, 2015

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**VIA HAND DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk of Court  
Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, South Carolina 29211

S.C. SUPREME COURT

RE: Quentin S. Broom, Jr., v. Ten State Street (H. Hugh Andrews)  
Lower Court Case No. 2008-CP-42-03397  
Appellate Case No. 2015-000583

Dear Mr. Shearouse:

I am writing in light of this Court issuing the remittitur, which I received 3 days ago.

My client was the appellant in the Court of Appeals. He argued 2 issues: (1) whether the trial judge erred in dismissing his counterclaims; and (2) whether the trial judge should have allowed him to amend his pleading.

The Court of Appeals only addressed the second issue. My opponent argued the motion to amend had never been ruled on. The Court of Appeals agreed but remanded for a ruling.

This Court has reversed the Court of Appeals, reasoning the court could not examine the motion to amend because it was never decided. No appellate court has decided my client's first issue on appeal. I believe normal procedure would be to remand to the Court of Appeals.

I am writing solely to prevent any argument that I failed to alert this Court to my client's first issue on appeal. I contemplated filing a motion for clarification, but the appellate process ended with the remittitur. I know of nothing to do other than file this letter.

Since my client's motion to amend his pleading remains pending, it is completely possible there will be no need for a further appeal, of either issue. If the circuit court grants the amendment, both issues may be moot. I am hopeful this will occur. I imagine all parties were long ago ready to move this case towards trial.

Yours sincerely,

Blake Hewitt

cc: All appellate counsel of record  
R. Davis Howser, Esquire (attorney for parties not participating in the appeal)  
The Honorable M. Hope Blackley