

# BARNWELL WHALEY

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June 28, 2012

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29201

Re: Kerr, James v. BB&T  
Case Tracking #: 2012205647

Skywaves I v. Branch Banking and Trust Company of SC  
Case Tracking #: 2012205929

**RECEIVED**

JUN 29 2012

**SC Court of Appeals**

Dear Ms. Kitchings:

On May 29, 2012, the Court of Appeals entered an order in Appellate Case No. 2012-205929 (Skywaves I Corporation appeal) holding that appeal in abeyance pending the resolution of motions to reconsider below. The Court further instructed Appellant to provide updates to the Court every 30 days. The Court of Appeals' case manager has indicated that a similar order will follow in Appellate Case No. 2012-205647 (a related appeal consolidating the appeals from three lawsuits below). The following is intended to provide an update to the Court regarding the status of the motions to reconsider pending in these four cases.

On or about June 25, 2012, we received notice from the Court of Common Pleas of Charleston County that orders had been entered upon the Motions for Reconsideration in these cases. These orders either granted, in part, the motions or amended the original orders. The appellants intend to file new notices of appeal from those orders, as appropriate and to move to consolidate those appeals with the pending appeals.

William C. Helms, III  
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Alissa D. Fleming  
Barbara J. Wagner, Ph.D.  
Jeremy E. Bowers  
D. Summers Clarke, II

Sincerely,

A handwritten signature in cursive script that reads "Dawes Cooke".

M. Dawes Cooke, Jr.

MDCjr/klj

c: Molly Hughes Cherry, Esquire  
Andrew K. Epting, Jr., Esquire  
George J. Kefalos, Esquire  
Brian C. Duffy, Esquire