

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Case No. 2007-CP-40-7251

Bennett & Bennett Construction, Inc. Respondent,

v.

Auto-Owners Insurance Co., Inc. Appellant.

SUPPLEMENTAL RECORD ON APPEAL

John L. McCants, Esquire
Ellis Lawhorne & Sims, PA
1501 Main St., 5th Floor (29201)
Post Office Box 2285
Columbia, SC 29202
(803) 212-4959
Attorney for Appellant

Edwin Russell Jeter, Esquire
Jeter & Williams, P.A.
1204 Main Street, Suite 200 (29201)
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Columbia, South Carolina 29202
(803) 765-0600
Attorney for Respondent

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SC Court of Appeals

INDEX

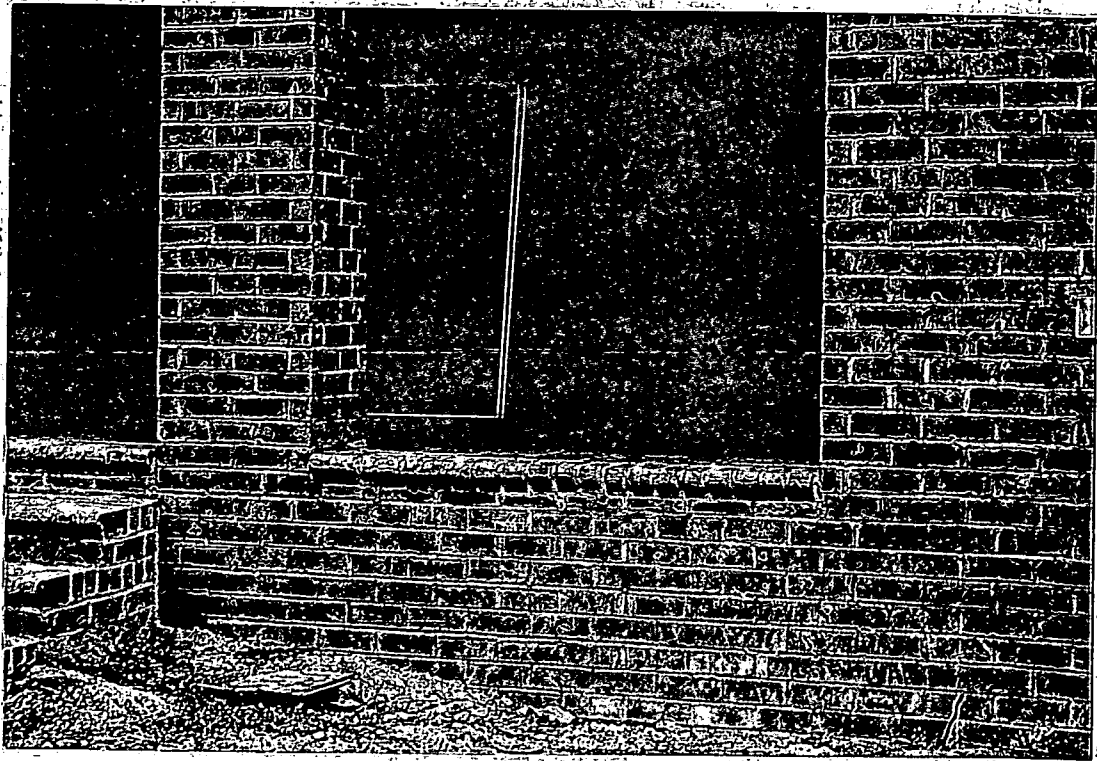
	<u>PAGE</u>
Five (5) Color Photographs marked as Plaintiff's Exhibit 19A-19E.....	2
Certificate of Counsel	7
Proof of Service	8



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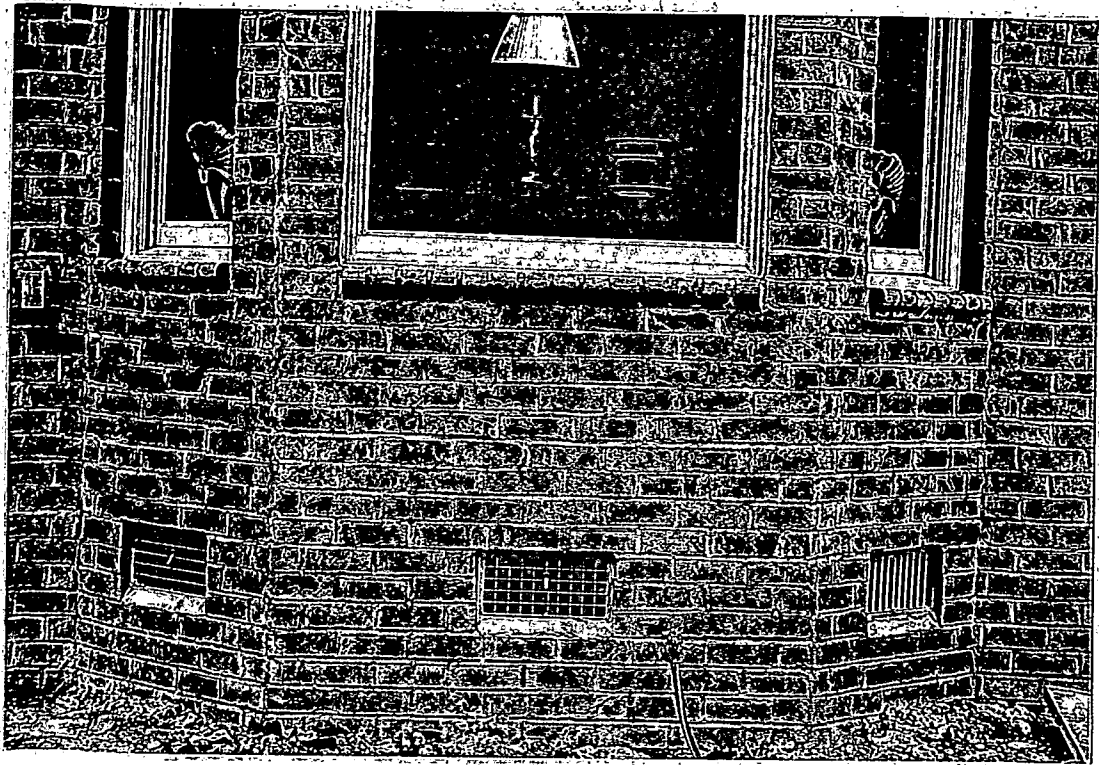
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Index: 000482
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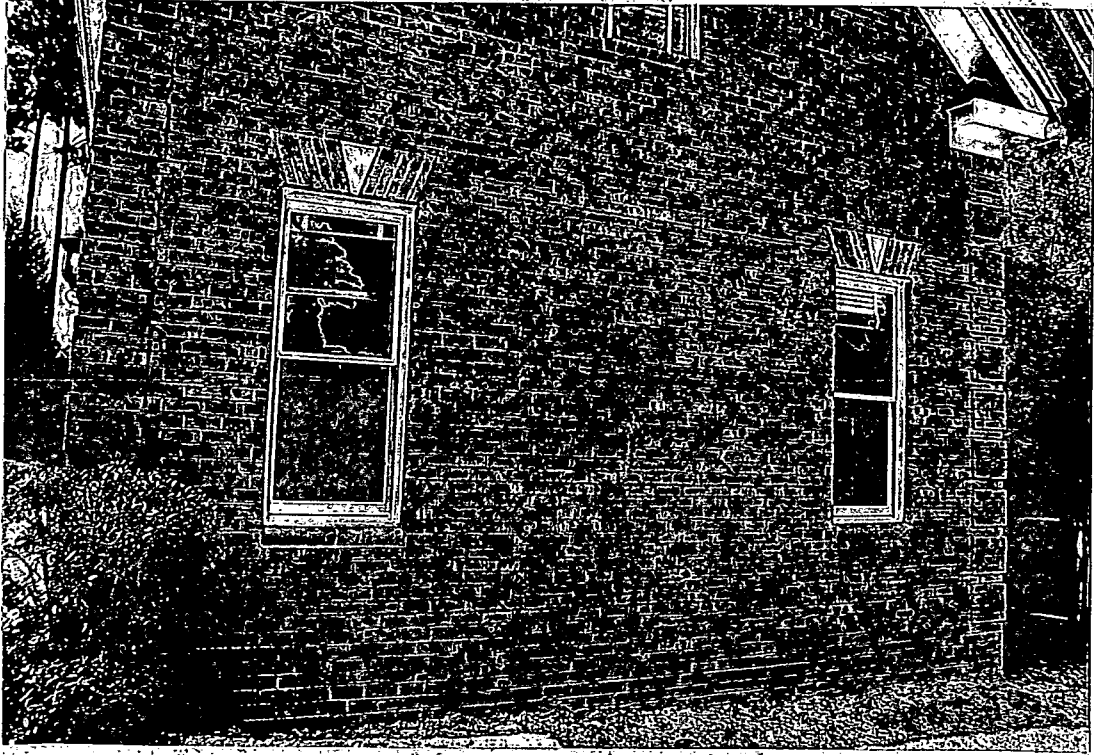




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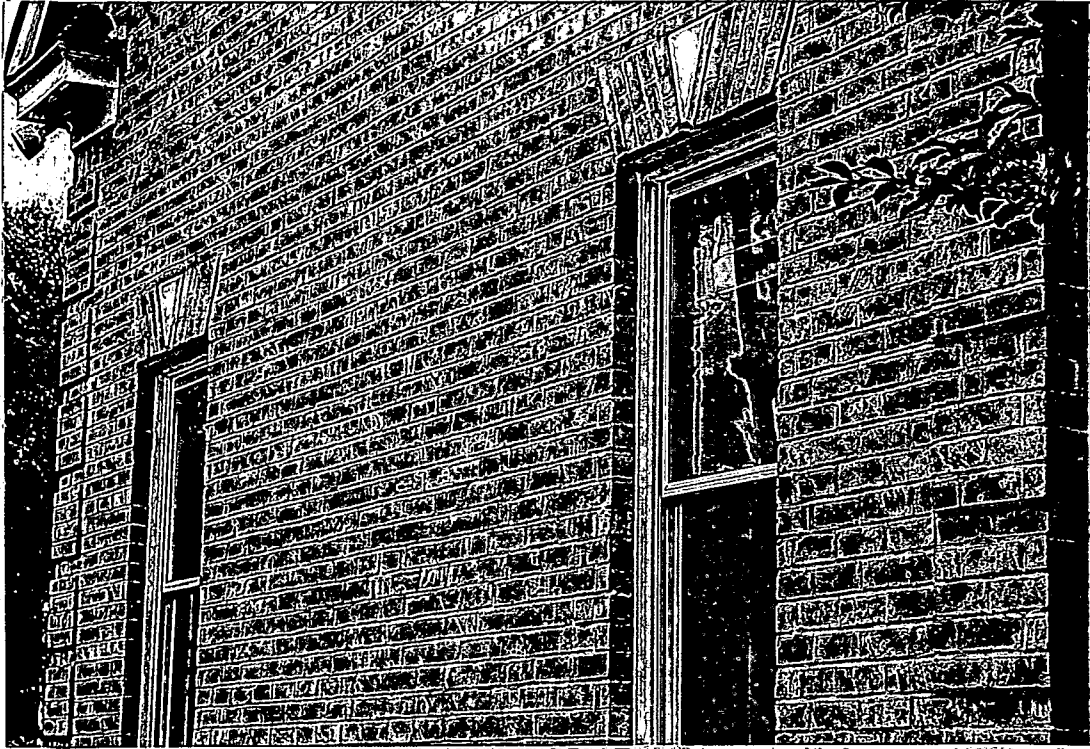




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Date: 06/18/02
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Case No. 2007-CP-40-7251

Bennett & Bennett Construction, Inc. Respondent,

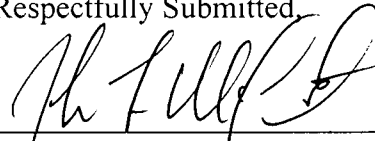
v.

Auto-Owners Insurance Co., Inc. Appellant.

CERTIFICATE OF COUNSEL

Pursuant to Rule 210(g) of the South Carolina Appellate Court Rules, the undersigned does hereby certify that the Record on Appeal and Supplemental Record on Appeal contain all materials proposed to be included by any of the parties and not any other material.

Respectfully Submitted,



John L. McCants, Esquire
Ellis, Lawhorne & Sims, PA
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(803) 212-4959
Attorney for Appellant

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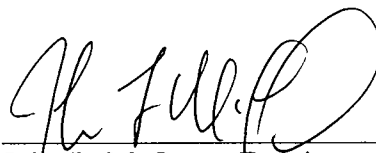
v.

Auto-Owners Insurance Co., Inc. Appellant.

PROOF OF SERVICE

I certify that I have served a copy of the Supplemental Record on Appeal on Bennett & Bennett Construction, Inc. by depositing a copy of same in the United States Mail, postage prepaid, on May 17, 2012, addressed to its attorney of record, Edwin Russell Jeter, Jeter and Williams, P.A., Post Office Box 7425, Columbia, South Carolina, 29202.

May 17, 2012.



John L. McCants, Esquire
Ellis, Lawhorne & Sims, PA
1501 Main Street, 5th Floor (29201)
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J. Ernest Kinard, Jr., Circuit Court Judge

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Bennett & Bennett Construction, Inc. Respondent,

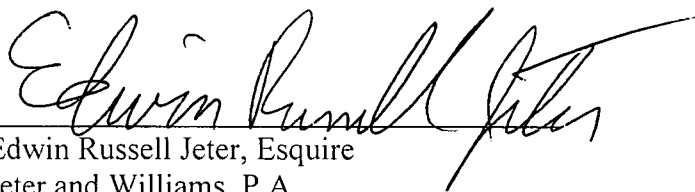
v.

Auto-Owners Insurance Co., Inc. Appellant.

**CONSENT AGREEMENT OF PARTIES TO SUPPLEMENT
THE RECORD ON APPEAL**

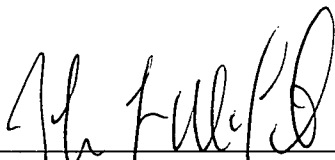
Pursuant to Rule 212(b) of the S.C.A.C.R., Respondent hereby moves to Supplement the Record on Appeal to include certain photographs that were introduced in the trial of this matter and identified in Respondent's Designation of Matter to be Included in the Record on Appeal as Plaintiff's Trial Ex. 19. Copies of said photographs could not be located by the parties and were not available at the time of filing for the Record on Appeal. Appellant does not object and hereby consents to Respondent's request to Supplement the Record on Appeal to include said photographs.

I SO MOVE:



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I SO CONSENT:



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ELLIS:LAWHORNE

JOHN L. MCCANTS
Direct Dial 803 212 4959
jmccants@ellislawhorne.com

May 17, 2012

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Via Hand Delivery

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

RE: Bennett & Bennett Construction, Inc. v. Auto-Owners Insurance Company,
American International Company, and M & M Construction of the Carolinas,
LLC
Civil Action No.: 2007-CP-40-7251
Appellate Docket No. 2011183007
Our File No.: 000118-58205

Dear Ms. Kitchings:

Enclosed herein for filing please find an original and six (6) copies of a **Consent Agreement of Parties to Supplement the Record on Appeal**, together with an unbound original and sixteen (16) bound copies of the **Supplemental Record on Appeal** in the above-referenced matter. Please file the originals of each and return one (1) clocked-in copy of the Consent Agreement of Parties to Supplement the Record on Appeal and two (2) clocked-in bound copies of the Supplemental Record on Appeal to my office via our firm's courier.

Thank you for your assistance in this matter and should you otherwise have any questions or comments, please do not hesitate to contact me.

By copy of this letter to opposing counsel, I am hereby serving him today with a bound copy of the Record on Appeal.

With warm, kind regards, I am

Sincerely yours,


John L. McCants

JLM/sb

Enclosures

cc: (w/ encl.)
Edwin Russell Jeter, Esquire