

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
R. Markley Dennis, Jr., Circuit Court Judge  
Civil Action No. 2013-CP-10-6771

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Appellate Case No. 2016-001359

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MI Windows and Doors, LLC, f/k/a MI Windows &  
Doors, Inc., f/k/a MI Home Products, Inc., ..... Plaintiff,

v.

National Union Fire Insurance Company of Pittsburgh,  
Pa., and Commerce and Industry Insurance Co., ..... Appellants.

National Union Fire Insurance Company of Pittsburgh,  
Pa., and Commerce and Industry Insurance Co., ..... Appellants,

v.

Liberty Mutual Fire Insurance Co., and Zurich American  
Insurance Co. & American Zurich Insurance Co., ..... Respondents.

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**JOINT MOTION TO HOLD DEADLINES IN ABEYANCE**

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TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT  
OF APPEALS:

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the parties to this appeal, by and through their respective counsel, jointly move to hold all deadlines in this appeal in abeyance while the parties consummate their prospective settlement.

On June 24, 2016, Appellants National Union Fire Insurance Company of Pittsburgh, Pa., and Commerce and Industry Insurance Co, filed a Notice of Appeal in the matters against Respondents Liberty Mutual Fire Insurance Co., and Zurich American Insurance Co & American Zurich Insurance Co. The appeals were consolidated by Order filed on July 21, 2016.

On September 23, 2016, Appellants filed and served their Initial Brief. Accordingly, pursuant to Rule 208(a)(2) of the South Carolina Appellate Court Rules, the Initial Brief of Respondents is due October 23, 2016.

In early October, the parties engaged in settlement negotiations, which have yielded a resolution subject to final settlement agreement. The parties therefore respectfully request the Court to hold all deadlines in abeyance as the parties consummate their settlement agreement.

Upon consummation of settlement, Appellants reserve its right to move to dismiss their appeal in this consolidated matter.

Respectfully submitted,

WE SO MOVE:

COLLINS & LACY, P.C.

A handwritten signature in black ink, appearing to read "Peter H. Dworjany", written over a horizontal line. The signature is stylized and somewhat cursive.

PETER H. DWORJANYN  
[pdworjany@collinsandlacy.com](mailto:pdworjany@collinsandlacy.com)  
CHRISTIAN STEGMAIER  
[cstegmaier@collinsandlacy.com](mailto:cstegmaier@collinsandlacy.com)  
KELSEY J. BRUDVIG  
[kbrudvig@collinsandlacy.com](mailto:kbrudvig@collinsandlacy.com)  
Post Office Box 12487  
Columbia, South Carolina 29211  
(803) 256-2660 (voice)  
(803) 771-4484 (facsimile)

ATTORNEYS FOR APPELLANTS

WE SO MOVE:

WALL TEMPLETON & HALDRUP, P.A.



WITH EXPRESS PERMISSION

MORGAN S. TEMPLETON

Morgan.Templeton@WallTempleton.com

145 King Street, Suite 300 (29401)

Post Office Box 1200

Charleston, South Carolina 29402

(843) 329-9500 (voice)

(843) 329-9501 (facsimile)

ATTORNEYS FOR RESPONDENT  
LIBERTY MUTUAL INSURANCE  
COMPANY

WE SO MOVE:

GALLIVAN, WHITE & BOYD, P.A.

*C. Reeves* WITH EXPRESS PERMISSION

---

PHILLIP E. REEVES

[preeves@gwblawfirm.com](mailto:preeves@gwblawfirm.com)

Post Office Box 10589

Greenville, South Carolina 29603

(864) 271-9580 (voice)

(864) 271-7502 (facsimile)

ATTORNEYS FOR RESPONDENTS  
ZURICH AMERICAN INSURANCE  
COMPANY AND AMERICAN  
ZURICH INSURANCE COMPANY

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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v.

Liberty Mutual Fire Insurance Co., and Zurich American  
Insurance Co. & American Zurich Insurance Co., ..... Respondents.

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**PROOF OF SERVICE**

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Counsel for Appellants National Union Fire Insurance Company of  
Pittsburgh, Pa., and Commerce and Industry Insurance Co., certifies (s)he has

served the Joint Motion to Hold Deadlines in Abeyance on all parties by depositing a copy of it in the United States Mail, postage prepaid, on October 13, 2016, addressed to the following attorneys of record:

**COUNSEL SERVED**

Edward B. Davis, Esquire  
Bell, Davis, Pitt, P.A.  
227 West Trade Street, Suite 2160  
Charlotte, North Carolina 28202  
Ward.davis@belldavispitt.com  
*Attorneys for Plaintiff*

Phillip K. Beth, Esquire  
Hinkhouse Williams Walsh LLP  
180 North Stetson, Suite 3400  
Chicago, Illinois 60601  
*Co-Counsel for National Union Fire  
Insurance Company and Commerce  
& Industry Insurance Company*

Phillip E. Reeves, Esquire  
Frances G. Zacher, Esquire  
Gallivan, White & Boyd, PA  
Post Office Box 10589  
Greenville, South Carolina 29603  
[preeves@gwblawfirm.com](mailto:preeves@gwblawfirm.com)  
*Attorneys for Zurich American  
Insurance Company and  
American Insurance Company*

Morgan S. Templeton, Esquire  
Wall, Templeton & Halrup, P.A.  
145 King Street, Suite 300  
Charleston, South Carolina 29402  
*Attorneys for Liberty Mutual Fire  
Insurance Company*

[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,

COLLINS & LACY, P.C.

A handwritten signature in black ink, appearing to read "Peter H. Dworjanyn", written over a horizontal line.

PETER H. DWORJANYN  
[pdworjanyn@collinsandlacy.com](mailto:pdworjanyn@collinsandlacy.com)

CHRISTIAN STEGMAIER  
[cstegmaier@collinsandlacy.com](mailto:cstegmaier@collinsandlacy.com)

KELSEY J. BRUDVIG  
[kbrudvig@collinsandlacy.com](mailto:kbrudvig@collinsandlacy.com)

Post Office Box 12487  
Columbia, South Carolina 29211  
(803) 256-2660 (voice)  
(803) 771-4484 (facsimile)

ATTORNEYS FOR APPELLANTS

Columbia, South Carolina  
October 13, 2016



Christian Stegmaier | D: 803.255.0454 | E: cstegmaier@collinsandlacy.com

October 13, 2016

**VIA HAND DELIVERY**

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

**RECEIVED**

OCT 13 2016

SC Court of Appeals

**Re: *MI Windows and Doors, LLC v. National Union Fire Insurance Co. of Pittsburgh, PA, et al.***  
***Appellate Case No. 2016-001359***  
***Claim No. 7171669871-US***  
***C&L File No. 000001-02197***

Dear Ms. Kitchings:

Please find enclosed for filing the original and six (6) copies of the Joint Motion to Hold Deadlines in Abeyance in the above-referenced matter along with the firm's check in the amount of \$25.00 to cover the fees associated with filing this motion. Please return a filed, stamped copy of the Joint Motion to Hold Deadlines in Abeyance to us via our courier.

Thank you for your time and attention. Should you have any questions, please do not hesitate to contact me.

Respectfully,

A handwritten signature in black ink, appearing to read 'C. Stegmaier', written over a horizontal line.

Christian Stegmaier

CS/tmj  
Enclosures

cc: All Counsel of Record