

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Robert E. Hood, Circuit Court Judge
Jocelyn Newman, Circuit Court Judge

Case No. 2014-CP-40-04661

RECEIVED
NOV 23 2016
SC Court of Appeals

Porthemos Curry.....Respondent/Appellant

v.

Carolina Insurance Group of SC, Inc. and Maurice Derrick.....Appellants/Respondents

APPELLANT/RESPONDENT'S RETURN TO RESPONDENT/APELLANT'S
MOTION TO AMEND INITIAL BRIEFS

Respondent/Appellant Porthemos Curry (Curry) has filed two motions with the court: 1) a motion to amend its initial brief, a 2) a motion for leave to file a rule 60 motion in the court below. These motions are both based upon the meritless allegations that counsel for Appellant/Respondent, Carolina Insurance Group of SC, Inc. and Derrick (the Agency Defendants) made material misrepresentations to the trial court. Due to the gravity of these unfounded allegations, CIG's counsel has filed a lengthy return with this court in response to Curry's motion for leave to file a Rule 60 Motion before the court below. The response both in law and fact are the same to both of these motions. Therefore, in an effort to conserve both space and paper, the arguments and exhibits of the Appellants/Respondents' Return to Respondent/Appellant's Request for Leave to Make a

Motion for Relief Pursuant to Rule 60(b) SCRPC are incorporated verbatim herein.

Additionally, the issue regarding knowledge of a proposed settlement were fully argued below as shown in the Return for Leave to Make a Rule 60 Motion.

Respectfully submitted,

November 23 2016



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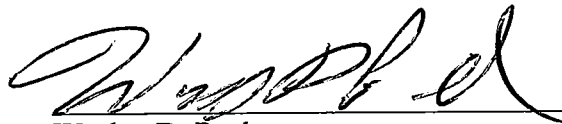
Carolina Insurance Group of SC, Inc. and Maurice Derrick.....Appellants/Respondents

PROOF OF SERVICE

I, Wesley D. Peel, counsel for the Appellants/Respondents, hereby certify that, on this 23rd day of November, 2016 I served one copy of the **Appellants/Respondents' Return to Respondent/Appellant's Motion to Amend Initial Briefs** on the Respondent/Appellant, via U.S. Mail with proper postage affixed, to their attorneys at the following addresses:

Thomas Jefferson Goodwyn, Jr., Esquire
Rachel G. Peavy, Esquire
2519 Devine Street, Suite A
Columbia, South Carolina 29205

November 23, 2016



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** Also Admitted in District of Columbia

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November 23, 2016

VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RECEIVED

NOV 23 2016

SC Court of Appeals

**Re: Porthemos Curry vs. Scottsdale Insurance Company, Carolina
Insurance Group of SC, Inc. and Maurice Derrick
Appellate Case No.: 2016-000986
Case No.: 2014-CP-40-4661
Our File No.: 3-264-189.1**

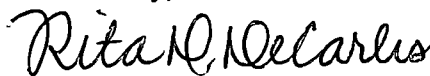
Dear Ms. Kitchings:

Please find enclosed for filing with the Court, the original and six (6) copies of the **Appellants/Respondents' Return to Respondent/Appellant's Motion to Amend Initial Briefs and Appellants/Respondents' Return to Respondent/Appellant's Request for Leave to File Motion for Relief Pursuant to Rule 60(b)** as well as **Proofs of Service** evidencing that the same was served upon counsel for the Respondent/Appellant.

In an effort to cut down on the amount of paper/documents filed with the Court and due to the fact that the enclosed responses are in law and fact are both the same, we have modified the Appellants/Respondents' Return to Respondent/Appellant's Motion to Amend Initial Briefs and wish to incorporate verbatim the documents and exhibits in the Appellants/Respondents' Return to Respondent/Appellant's Request for Leave to File Motion for Relief Pursuant to Rule 60(b). If the Court wishes for us to file the multiple exhibits again, please let us know. Thank you.

With my best regards, I am

Sincerely,



Rita D. DeCarlis

WDP/rdd
Enclosures

cc: Rachel G. Peavy, Esquire (via U.S. Mail)
T. Jeff Goodwyn, Jr., Esquire (via U.S. Mail)