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December 6, 2016

(VIA HAND-DELIVERY)

Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
1231 Gervais Street
Columbia, South Carolina 29201

RECEIVED

DEC -6 2016

S.C. SUPREME COURT

**Re: Paul Chenard and Rebecca Chenard v. Hilton Head Island Development Company, LLC d/b/a Coral Resorts and Sunrise Vacation Properties, Ltd. d/b/a Coral Resorts
Our file No.: 5387.215**

**James Nichols and Irene Nichols v. Hilton Head Hospitality, LLC, Sunrise Vacation Properties, Ltd., Sherri J. Smith, Patrick Budnik, and Robert Lauderman
Our File No.: 5387.226**

**Linda Renchkovsky v. Coral Resorts, LLC and Sunrise Vacation Properties, Ltd. d/b/a Coral Resorts
Our File No.: 5387.250**

**Robert Curry, Jr. and Monia R. Curry v. Hilton Head Island Development Company, LLC d/b/a Coral Resorts and Sunrise Vacation Properties, Ltd. d/b/a Coral Resorts
Our File No.: 5387.269**

**Charles Olenick and Karen Maniscalco v. Coral Resorts, LLC and Sunrise Vacation Properties, Ltd., d/b/a Coral Resorts
Our File No.: 5387.234**

**Phillip Ross and Kimberly Ross v. Hilton Head Island Development Company, LLC, Sunrise Vacation Properties, Ltd., Sherri J. Smith, Dave Watson, and Sheldon Stanhope
Our File No.: 5387.276**

Appellate Case No.: 2016-001766

Dear Mr. Shearouse:

We are in receipt of Plaintiffs' Reply Brief in the above-referenced matters. I am writing to bring to the Supreme Court's attention the fact that Plaintiffs' Reply Brief fails to meet the requirements of the South Carolina Appellate Court Rules in the following respects:

1. Plaintiffs' Rely Brief has been filed out of time. Rule 242(g), SCACR, requires that a reply brief be filed within 10 days from the date of service of Defendants' Brief.

Honorable Daniel E. Shearouse

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Defendants' Brief was served on November 18, 2016, putting the deadline for Plaintiffs' Reply Brief as November 28, 2016. Plaintiffs' Reply Brief was not mailed until November 30, 2016, and was not stamped as received by the Supreme Court until December 5, 2016, making Plaintiffs' Reply Brief untimely. Plaintiffs have filed no motion to file Plaintiffs' Reply Brief out of time.

2. Plaintiffs' Reply Brief is 24 pages in length, exceeding the limit of 15 pages found in Rule 242(g). Plaintiffs have filed no motion to exceed the page limit.
3. Neither Plaintiff's Brief nor Plaintiffs' Reply Brief have been bound as required by Rules 242(i), 208(b)(8), and 267(d), SCACR. By failing to have their briefs properly bound, Plaintiffs have unfairly avoided a significant cost that was incurred by Defendants.

Plaintiffs' untimely filing alone should be a basis for striking Plaintiffs' Reply Brief from the record in this matter, but Defendants also take exception to Plaintiffs' remaining two filing deficiencies. We trust this matter to the Court's sound discretion. If you need the Defendants to file something more formal, please let me know.

With kind regards, I am

Sincerely,



Kathleen McDaniel

cc: Thornwell F. Sowell, III, Esq. (via email only)
Bess Jones DuRant, Esq. (via email only)
James E. Smith, Jr., Esq. (via email only)
Nekki Shutt, Esq.
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Barry L. Johnson, Esq. (via email and First Class U.S. Mail)