

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Appeal No. 2016-001948
Case No. 2013-CP-07-1807

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SC Court of Appeals

William Loflin and Leslie Loflin,

Appellants,

v.

BMP Development LP, Balsam Mountain
Group, LLC, Coward, Hicks & Siler, P.A.,
J.K. Coward, Jr., Chicago Title Insurance
Company, and Counsellor Title Agency,
Inc.,

Defendants,

OF WHICH

Coward, Hicks & Siler, P.A. and
J.K. Coward, Jr.,

Respondents.

JOINT MOTION TO STAY BRIEFING

The Appellants, William Loflin and Leslie Loflin (“**Loflins**”), and the Respondents,
Coward Hicks & Siler, P.A. and J.K. Coward, Jr. (“**Coward Defendants**”), jointly move for

an Order staying briefing in this appeal. In support of this Motion, the parties would show as follows:

1. The Loflins filed a lawsuit against the Defendants above-named, arising out of their purchase of real estate located in North Carolina.

2. In connection with their real estate purchase, the Loflins acquired title insurance with Chicago Title Insurance Company (“**Chicago**”), through Counsellor Title Agency, Inc. (“**Counsellor**”), Chicago’s Beaufort County agent. The Loflins were represented in the transaction by the Coward Defendants.

3. The Circuit Court issued separate Orders granting summary judgment against the Loflins and in favor of Chicago, Counsellor, and the Coward Defendants.

4. The Loflins appealed all three Orders to this Court: Appeal No. 2016-001840 (“**Chicago Appeal**”); Appeal No. 2016-001928 (“**Counsellor Appeal**”); and Appeal No. 2016-001948 (“**Coward Appeal**”).

5. The Chicago Appeal has been fully briefed by the parties. The Loflins’ Initial Briefs in the Counsellor and Coward Appeals are due on March 17, 2017.


6. The Loflins and the Coward Defendants believe that a decision in the Chicago Appeal will either resolve the present appeal or significantly limit the issues to be briefed and presented to this Court for a decision.¹

7. The Loflins and the Coward Defendants respectfully request that the briefing

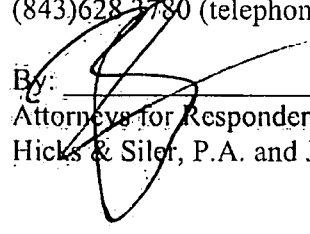
¹The Loflins and Counsellor have this date filed the identical Motion in the Counsellor Appeal.

of this appeal be stayed pending a final decision in the Chicago Appeal.

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February 16, 2017

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February 17, 2017

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

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SC Court of Appeals

Re: William Loflin v. BMP Development, LP (3)
Appellate Case No. 2016-001948

Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced matter is Joint Motion to Stay Briefing.

Please accept my kind regards.

Sincerely yours,

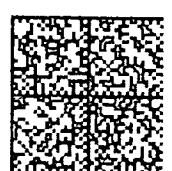
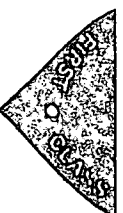
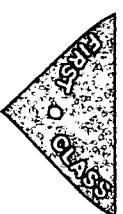
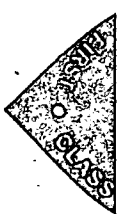
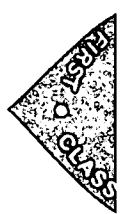


Daniel A. Speights

DAS/rb

Enclosure

cc Michael B. McCall, Esquire

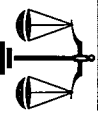


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SC Court of Appeals

