

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas

Brian C. Duffy, Esquire, Special Referee

Appellate Case No. 2016-001308
Trial Court Case No. 2015-CP-10-02616

RECEIVED
FEB 21 2017
SC Court of Appeals

Patricia Danyea Emory,

Respondent,

v.

Grace Hospitality, LLC, JHM Enterprises, Inc., and JHM Hotels, LLC d/b/a
Charleston Marriott,

Appellants.

AGREEMENT TO DISMISS APPEAL

YARBOROUGH APPLGATE, LLC
David B. Yarborough, Jr.
David B. Lail
291 East Bay Street, Floor 2
Charleston, South Carolina 29401
(843) 972-0150

*Counsel for Respondent
Patricia Danyea Emory*

YOUNG CLEMENT RIVERS, LLP
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Russell G. Hines
25 Calhoun Street, Suite 400
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*Counsel for Appellants
Grace Hospitality, LLC; JHM
Enterprises, Inc.; and JHM Hotels,
LLC d/b/a Charleston Marriott*

WALKER REIBOLD
Reynolds H. Blankenship, Jr.
P.O. Box 61140
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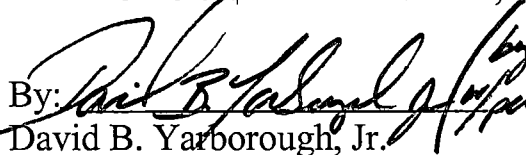
Also Appellants' Counsel of Record

WHEREAS, the parties, i.e., Plaintiff/Respondent Patricia Danyea Emory and Defendants/Appellants Grace Hospitality, LLC; JHM Enterprises, Inc.; and JHM Hotels, LLC d/b/a Charleston Marriott, have engaged in good-faith negotiations and have resolved this litigation by agreement;

NOW, THEREFORE, by and through their undersigned counsel, THE PARTIES HEREBY AGREE that this appeal should be DISMISSED with the parties bearing their own attorney's fees, costs, and any other expenses associated with this action, i.e., NO attorney's fees, costs, or any other expenses are to be awarded to, or assessed against, any party, AND THE PARTIES ASK that this Honorable Court enter an order dismissing this appeal accordingly.

IT IS SO AGREED:

YARBOROUGH APPLGATE, LLC


By:  (by RGH permission)
David B. Yarborough, Jr.
David B. Lail
291 East Bay Street, Floor 2
Charleston, South Carolina 29401
(843) 972-0150

Counsel for Respondent

Dated: 2/15/17

IT IS SO AGREED:

YOUNG CLEMENT RIVERS, LLP

By: 
Stephen L. Brown
Russell G. Hines
25 Calhoun Street, Suite 400
Charleston, SC 29401
(843) 720-5488

Counsel for Appellants

Dated: 2/15/17

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Appellants.

PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
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*Counsel for Appellants
Grace Hospitality, LLC; JHM
Enterprises, Inc.; and JHM Hotels,
LLC d/b/a Charleston Marriott*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Appellants, hereby certify that the **AGREEMENT TO DISMISS APPEAL** was served on Respondent Patricia Danyea Emory on February 16th, 2017, by depositing a copy of the same in the U.S. Mail, with sufficient postage, addressed as follows to her counsel of record:

David B. Yarborough, Esquire
David Lail, Esquire
Yarborough Applegate, LLC
291 East Bay Street, Floor 2
Charleston, SC 29401
***Counsel for Respondent
Patricia Danyea Emory***

Reynolds H. Blankenship, Jr.
Walker Reibold
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Also Appellants' Counsel of Record

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

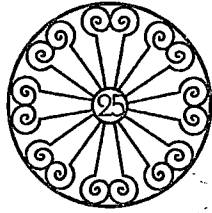
By: _____


Russell G. Hines

***Counsel for Appellants
Grace Hospitality, LLC; JHM
Enterprises, Inc.; and JHM Hotels,
LLC d/b/a Charleston Marriott***

Charleston, South Carolina

Dated: 2/16/17



YCR LAW

Kathleen B. Barnes
Secretary

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February 16, 2017

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SC Court of Appeals

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Patricia Danyea Emory v. Grace Hospitality, LLC; JHM Enterprises, Inc.; and
JHM Hotels, LLC d/b/a Charleston Marriott
Appellate Case No. 2016-001308
Case No.: 2015-CP-10-02616
Claim No.: 9620198087-001; JY16J0260986
Date of Loss: 5/6/2013
YCR File: 3646-20160398

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the executed Agreement to Dismiss Appeal and the original and one copy of the proof of Service of same. Please file the originals and return court-stamped copies to me in the enclosed envelope. Should you need anything further in order to dismiss this appeal, please let me know.

With best wishes and kindest regards, I am

Sincerely,

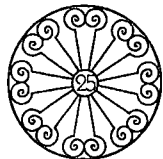
YOUNG CLEMENT RIVERS, LLP

Kathleen B. Barnes
Secretary

Enclosures

(all via US Mail and email)

cc: David B. Yarborough, Jr., Esquire, Yarborough Applegate, LLC
David Lail, Esquire, Yarborough Applegate, LLC
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