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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Master-in-Equity
The Honorable Joseph M. Strickland

Appellate Case No. 2015-000367

Royals Portfolio, LLC, an assignee of Bank of America, N.A., formerly known as NationsBank, N.A., which is Successor in Merger to NCNB South Carolina, Respondent,

v.

Charlie Kelly and Dorothy Simpson, Appellants.

CONSENT MOTION TO DISMISS APPEAL

Pursuant to Rules 260(b) and 240, SCACR, Appellants Charlie Kelly and Dorothy Simpson move this Court for an order dismissing this appeal. Royals Portfolio, LLC, consents to this motion, as indicated below by signature of its counsel. As part of the dismissal, Royals Portfolio agrees that it will not seek any legal fees or costs not already awarded in the action under Rule 222, SCACR, or any other applicable law.

[Signature page to follow.]

February 20, 2017

Respectfully submitted,



Kathleen Chewning Barnes, SC Bar No. 78854

Barnes Law Firm, LLC

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Hampton, SC 29924

kbarnes@barneslawfirm.com 803-943-4529

Brian L. Boger

Phillip A. Curiale

The Law Offices of Brian L. Boger

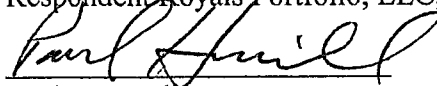
1331 Elmwood Ave., Suite 210

Columbia, SC 29201

803-252-2880

Attorneys for Appellants

Respondent Royals Portfolio, LLC, consents to the Motion to Dismiss Appeal.



Paul D. Harrill
Attorney for Respondent

Dated: February 17, 2017

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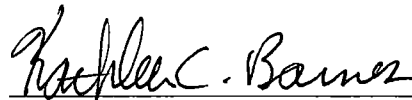
Charlie Kelly and Dorothy Simpson, Appellants.

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing *Consent Motion to Dismiss Appeal* has been served upon the following counsel of record by mailing one copy by United States Mail, addressed as shown below this 20 day of February, 2017.

Robert L. Widener
Paul D. Harrill
McNair Law Firm, P.A.
Post Office Box 11390
Columbia, South Carolina 29211

February 20, 2017



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BARNES

LAW FIRM | LLC

Kathleen C. Barnes
Admitted: Georgia | South Carolina

February 20, 2017

The Honorable Jenny Abbott Kitchings
Clerk of Court for the Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

Via U.S. Mail

Re: *Royals Portfolio, LLC v. Charlie Kelly and Dorothy Simpson*
Appellate Case No. 2015-000367

Dear Mrs. Kitchings:

Enclosed for filing please find the original and seven copies of the *Consent Motion to Withdraw Appeal*, along with the \$25.00 filing fee and a proof of service. Please file the documents and return a file-stamped copy to me in the enclosed self-addressed, stamped envelope.

By copy of this letter, I am serving all counsel of record with a copy of the same. If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,



Kathleen C. Barnes

Enclosures

cc: Robert L. Widener
Paul D. Harrill
Brian Boger (via email only)
Phillip Curiale (via email only)



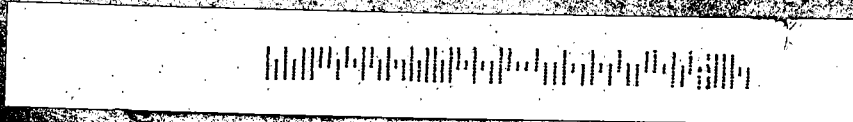
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The Honorable Jenny Abbott Kitchings
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