

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Hon. Perry H. Gravely, Circuit Court Judge

Appellate Case No. 2016-001691
Case No. 2015-CP-23-06023

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MAR 02 2017

SC Court of Appeals

iStar Tara, LLC, Respondent,

v.

Stevens Aviation, Inc., Greenville County,
South Carolina, and City of Greenville,
South Carolina, Defendants,

Of whom

Stevens Aviation, Inc., is the Appellant.

WITHDRAWAL OF
MOTION TO STRIKE FOOTNOTE ONE
OF RESPONDENT'S BRIEF

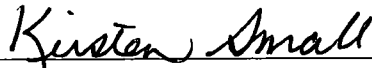
For the reasons stated herein, Appellant Stevens Aviation, Inc. ("Stevens") hereby withdraws as moot its motion to strike footnote one of the initial brief of Respondent iStar Tara, LLC ("iStar"). Withdrawal of the motion to strike is based on the following:

1. Stevens filed and served its motion to strike footnote one on February 22, 2017.
2. Subsequently, iStar agreed that it would not include footnote one in its final brief, thereby resolving the issue.

3. Because Stevens has now received all of the relief it sought, the motion to strike is moot.

WHEREFORE, Stevens now withdraws its motion to strike.

Respectfully submitted,



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Julio E. Mendoza, Jr.
Kyle Brannon
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Attorneys for Appellant Stevens Aviation, Inc.

February 27, 2017
Greenville, South Carolina

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CERTIFICATE OF SERVICE

I certify that I have served the foregoing Withdrawal of Motion to Strike Footnote One of Respondent's Brief by depositing a copy of the same in the United States Mail on this 27th day of February, 2017 addressed to the following:

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Kusien Small
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NEXSEN | PRUET

Kirsten E. Small
Member
Admitted in SC, NC, MD

February 27, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: *iStar Tara, LLC v. Stevens Aviation, Inc., et al.*
Appellate Case No. 2016-001691

Dear Ms. Kitchings:

Regarding the above-referenced case, enclosed please find the original and 7 copies of Appellant's Withdrawal of Motion to Strike Footnote One of Respondent's Brief and the Proof of Service. Please return a file stamped copy in the enclosed, postage paid envelope. By copy of this letter, I have served counsel for all parties, as indicated in the Proof of Service.

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Raleigh

Sincerely,



Kirsten E. Small

KES/vgp

cc: Counsel of Record

NEXSEN | PRUET

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Hasler

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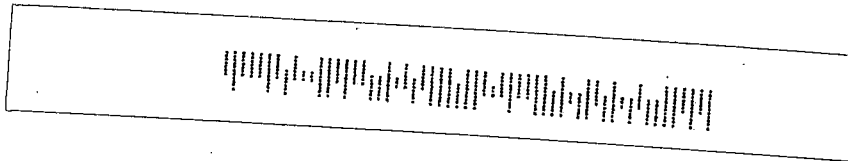
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