

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen

Case No.: 2014-CP-07-01156

RECEIVED

MAR 13 2017

SC Court of Appeals

Joshua T. Hawkins,Appellant,

v.

John CostanzoRespondent.

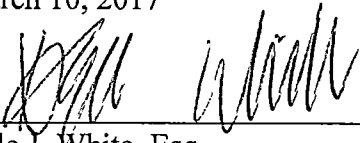
MOTION TO DISMISS APPEAL

Appellant Joshua T. Hawkins hereby moves to dismiss the appeal in the above-reverenced matter pursuant to Rule 260(c) SCACR. This matter is currently pending before this Court on appeal from an Order of the Beaufort County Court of Common Pleas. Appellant Joshua T. Hawkins is represented by Kyle J. White, Esquire and Respondent John Costanzo is represented by Benjamin B. Davis, Esquire, Helen F. Hiser, Esquire and Jonathan Lane, Esquire. The parties have reached a settlement agreement regarding the issues on appeal. The parties have further agreed that each party will bear its own fees and costs with respect to this appeal.

Appellant hereby moves to dismiss this appeal with prejudice. Therefore, this appeal should be dismissed without further delay.

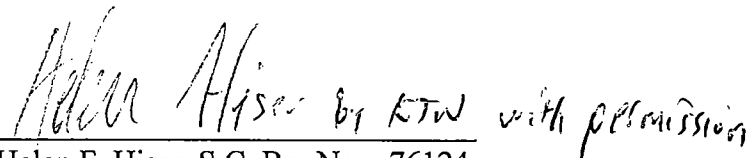
This motion conforms with Rule 240 and Rule 267, SCACR.

March 10, 2017



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Attorneys for Appellant Joshua Hawkins



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Benjamin B. Davis, S.C. Bar No.:
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(843) 576-2900

Attorneys for Respondent John Costanzo

PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

MAR 13 2017

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable Carmen T. Mullen, Chief Administrative Judge

Case No. 2017-000156

John Costanzo,

Respondent,

v.

Joshua T. Hawkins,

Appellant.

PROOF OF SERVICE

I certify that I have served the Motion to Dismiss on John Costanzo by depositing a copy of it in the United States Mail, postage prepaid, on March 10, 2017, addressed to his attorneys of record:

Benjamin B. Davis, Esquire
McAngus Goudelock & Courie, LLC
Post Office Box 650007
Mount Pleasant, South Carolina 29456

Helen F. Hiser, Esquire
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March 10, 2017



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March 10, 2017

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SC Court of Appeals

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

Re: Joshua T. Hawkins, Appellant, v. John Costanzo, Respondent
Appellate Case No.: 2017-000156

Dear Ms. Kitchings:

Enclosed for filing please find the originals and six copies each of the Motion to Dismiss Appeal and Proof of Service in the above-referenced matter. I would appreciate your filing the original documents, clocking the copies thereof and returning them to me in the enclosed envelope. By copy of this letter, I am serving counsel of record with a copy of these documents.

Thank you for your assistance in this matter. Should you have any questions, or need any additional information concerning this case, please do not hesitate to give me a call.

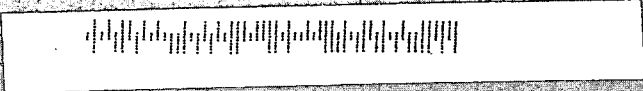
Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.

Kyle J. White

KJW/ss
Enclosures

cc: Office of Court Administration
Benjamin B. Davis, Esquire
Helen F. Hiser, Esquire
Jonathan Gregory Lane, Esquire



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The Honorable Jenny Abbott Kitchings
 Clerk of Court
 South Carolina Court of Appeals
 Post Office Box 11629
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SC Court of Appeals