

ANDREW K. EPTING, JR., L.L.C.  
ATTORNEYS AT LAW

April 20, 2017

South Carolina Court of Appeals  
Clerk of Court  
Attn: Amelia  
1220 Senate Street  
Columbia, South Carolina 29201

RECEIVED

APR 24 2017

SC Court of Appeals

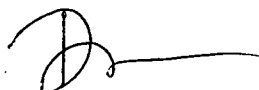
RE: *Palmetto Construction Group v. Restoration Specialists, LLC, Reuben Mark Ward,  
and Lynnette Pennington Ward*  
Case No.: 2016-CP-10-1143  
Appellate Case No.: 2016-002308

Dear Amelia:

Enclosed please find the signed signatures pages to Respondent's Initial Brief and Designation of Matter in the above-referenced appeal.

With kind regards,

ANDREW K. EPTING, JR., LLC



Andrew K. Epting, Jr.

AKE/agg

Enclosures – as stated

cc: A. Bright Ariail, Esquire

then brought a motion to compel arbitration, rather than simply ignoring” the litigation. *Id.* at 915. Appellants only sought to compel arbitration after they were unsuccessful before the Master. Appellants’ motion to compel arbitration is more akin to forum shopping than preserving any contractual rights. As the Pennsylvania court stated: Appellants “[h]ad every opportunity to raise and pursue the issue of arbitration but failed to do so. [Appellants] cannot avail themselves of the judicial process and then pursue an alternate route when they receive an adverse judgement. *DeLage Linden Fin. Services, Inc. v. Raynes, McCarty, Binder, Ross and Mundy*, 51 Pa. D. & C. 4th 57, 61–62 (Pa. Com. Pl. 2001) (internal citations omitted).

#### VI. CONCLUSION

Appellants are in default, and this appeal was filed before a damages hearing was held or a final judgment entered. Being unsuccessful before the Master, Appellants moved for arbitration to delay this case. This Court should dismiss this interlocutory appeal and remand.

**RECEIVED**

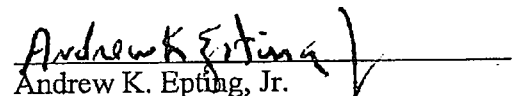
APR 24 2017

Respectfully Submitted By:

**SC Court of Appeals**

ANDREW K. EPTING, JR., LLC

BY:

  
Andrew K. Epting, Jr.  
Michelle N. Endemann  
46a State Street, Charleston, SC 29401  
P: 843-377-1871  
F: 843-377-1310  
[ake@epting-law.com](mailto:ake@epting-law.com); [mne@epting-law.com](mailto:mne@epting-law.com)

On this 18 day of April, 2017  
Charleston, South Carolina

ATTORNEYS FOR RESPONDENT

Respectfully Submitted By:

Andrew K. Epting, Jr.  
Andrew K. Epting, Jr. ✓  
Michelle N. Endemann  
ANDREW K. EPTING, JR., LLC  
46a State Street, Charleston, SC 29401  
P: 843-377-1871  
F: 843-377-1310  
[ake@epting-law.com](mailto:ake@epting-law.com); [mne@epting-law.com](mailto:mne@epting-law.com)

ATTORNEYS FOR RESPONDENT

On this 18 day of April, 2017  
Charleston, SC

**RECEIVED**  
APR 24 2017  
SC Court of Appeals