

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

Appeal from Berkeley County
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2014-CP-08-2424

Patricia Damico, and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Johnathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins,

RECEIVED

JUN 05 2017

SC Court of Appeals

Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually,

Defendants,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, and Civil Site Environmental are

Respondents.

And

Lennar Carolinas, LLC,

Appellant,

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometrics Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, and Low Country Renovations and Siding, LLP,

Third-Party Defendants,

Of which Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, are

Respondents,

**NOTICE OF APPEARANCE ON BEHALF OF
RESPONDENT ALPHA OMEGA CONSTRUCTION GROUP, INC.**

[counsel identified on following page]

YOUNG CLEMENT RIVERS, LLP
Stephen L. Brown (SC Bar No. 66468)
Catherine H. Chase (SC Bar No. 74593)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488

And

AIKEN, BRIDGES, ELLIOTT, TYLER &
SALEEBY, P.A.
Preston B. Dawkins, Jr. (SC Bar No. 72431)
181 East Evans Street (29501)
P.O. Drawer 1931 (29503)
Florence, SC
(843) 669-8787

***Attorneys for the Respondent Alpha Omega
Construction Group, Inc.***

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

Mary S. Willis of Young Clement Rivers, LLP, hereby gives notice of her appearance as additional counsel for the Respondent Alpha Omega Construction Group, Inc. in the above-captioned appeal.

Mary S. Willis will represent this Respondent in conjunction with its other counsel of record identified below. She further requests that all attorneys of record and the Clerk of Court please add her to their respective service lists on behalf of Alpha Omega Construction Group, Inc. in this appeal.

[Signature on next page]

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: Mary Willis
Stephen L. Brown (SC Bar No. 66468)
Catherine H. Chase (SC Bar No. 74593)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488

And

AIKEN, BRIDGES, ELLIOTT, TYLER &
SALEEBY, P.A.
Preston B. Dawkins, Jr. (SC Bar No. 72431)
181 East Evans Street (29501)
P.O. Drawer 1931 (29503)
Florence, SC
(843) 669-8787

*Attorneys for the Respondent Alpha Omega
Construction Group, Inc.*

Charleston, South Carolina

Dated: 6/1/2017

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

Appeal from Berkeley County
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2014-CP-08-2424

RECEIVED

JUN 05 2017

SC Court of Appeals

Patricia Damico, and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Johnathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins,

Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually,

Defendants,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, and Civil Site Environmental are

Respondents.

And

Lennar Carolinas, LLC,

Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometrics Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, and Low Country Renovations and Siding, LLP,

Third-Party Defendants,

Of which Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, are

Respondents,

PROOF OF SERVICE

[counsel identified on following page]
YOUNG CLEMENT RIVERS, LLP

Stephen L. Brown (SC Bar No. 66468)
Catherine H. Chase (SC Bar No. 74593)
Mary S. Willis (SC Bar No. 102411)
25 Calhoun Street, Suite 400 (29401)
P.O. Box 993
Charleston, South Carolina 29402
(843) 720-5488

And

AIKEN, BRIDGES, ELLIOTT, TYLER &
SALEEBY, P.A.

Preston B. Dawkins, Jr. (SC Bar No. 72431)
181 East Evans Street (29501)
P.O. Drawer 1931 (29503)
Florence, SC
(843) 669-8787

I, Mary S. Willis, of Young Clement Rivers, LLP, counsel for Alpha Omega Construction Group, Inc., do hereby certify that I have served the **NOTICE OF APPEARANCE ON BEHALF OF RESPONDENT ALPHA OMEGA CONSTRUCTION GROUP, INC.** on all other parties by depositing a copy of the same in the United States Mail, postage prepaid, on June 1, 2017, addressed as follows to their counsel:

Michael J. Jordan, Esquire
Catherine K. Dunn, Esquire
The Steinberg Law Firm, LLP
P.O. Box 1028
Goose Creek, SC 29445

Attorneys for Patricia Damico, Joshua and Brettany Buetow, Bryan and Cynthia Camara, Matthew Collins, Jonathan and Theresa Douglass, Czara and Chad England, Lenna Lucas, Danny and Ellen Davis Morrow

John Calvin Hayes, IV, Esquire
Hayes Law Firm, LLC
180 Meeting Street, Suite 330
Charleston, SC 29401

Attorneys for Patricia Damico, Joshua and Brettany Buetow, Bryan and Cynthia Camara, Matthew Collins, Jonathan and Theresa Douglass, Czara and Chad England, Lenna Lucas, Danny and Ellen Davis Morrow

James Lynn Werner, Esquire
Jenna K. McGee, Esquire
F. Elliotte Quinn IV, Esquire
Parker Poe, Adams & Bernstein LLP
P.O. Box 1509 Columbia, SC 29201
Attorneys for Lennar Carolinas, LLC

Erin D. Dean, Esquire
Tupper Grimsley & Dean, P.A.
P.O. Box 2055
Beaufort, SC 29901-2055
***Attorney for LA New Enterprises, LLC
and Raul Martinez Masonry, LLC***

David S. Cobb, Esquire
Turner Padgett Graham & Laney, PA
P.O. Box 22129
Charleston, SC 29413
***Attorney for Construction Applicators
Charleston, LLC***

S. Markey Stubbs, Esquire
Baker, Ravenel & Bender, LLP
P.O. Box 8057
Columbia, SC 29202
Attorney for DVS, Inc.

Emily Gifford, Esquire
Richardson, Plowden & Robinson, P.A.
P.O. Drawer 7788
Columbia, SC 29202
***Attorney for Geometrics Consulting
Services, LLC***

Steven L. Smith, Esquire
Zachary J. Closser, Esquire
Samuel M. Wheeler, Esquire
Smith Closser, P.A.
P.O. Box 405878
Charleston, SC 29423-0578
***Attorneys for Knight's Concrete
Products, Inc. and Knight's Redi-Mix,
Inc.***

Brent M. Boyd
Murphy & Grantland, PA
P.O. Box 6648
4406-B Forest Dr.
Columbia, SC 29260
***Attorney for Coastal Concrete
Southeast, LLC and Coastal Concrete
Southeast II, LLC***

Kathy A. Carlsten, Esquire
N. Keith Emge, Esquire
Carlock Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401
***Attorneys for Civil Site Environmental,
Inc.***

Alan R. Belcher, Jr., Esquire
Derek M. Newberry, Esquire
Hall Booth Smith, P.C.
40 Calhoun Street, Suite 550
Charleston, SC 29401
***Attorneys for Guaranteed Framing,
LLC***

Christine C. Varnado, Esquire
The Seibels Law Firm, PA
38 Broad Street, Suite 200
Charleston, SC 29401
***Attorneys for Guaranteed Framing,
LLC***

Samia Nettles, Esquire
James H. Elliott, Jr. , Esquire
Richardson, Plowden & Robinson, P.A.
40 Calhoun Street, Suite 220
Charleston, SC 29401
***Attorney for Decor Corporation and
Manale Landscaping, LLC***

Stephen P. Hughes, Esquire
Howell, Gibson and Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901
***Attorney for Builders FirstSource-
Southeast Group, LLC***

Jenny C. Honeycutt, Esquire
Best Honeycutt, P.A.
P.O. Box 13466
James Island, SC 29422
***Attorney for South Carolina Exteriors,
LLC***

R. Trippett Boineau, III, Esquire
Heath McAlvin Stewart, III, Esquire
McAngus, Goudelock & Courie, LLC
P.O. Box 12519
Columbia, SC 29211
***Attorneys for Spring Grove Plantation
Development, Inc.***

David Shuler Black, Esquire
Howell Gibson & Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901-0040
***Attorney for TJB Trucking/Leasing,
LLC***

Thomas F. Dougall, Esquire
William A. Collins, Jr., Esquire
Michal Kalwajtys, Esquire
Dougall & Collins
1700 Woodcreek Farms Rd., Ste 100
Elgin, SC 29045
***Attorney for Ozzy Construction, LLC
and Juan Garza Ramos***

John E. Rogers, II, Esquire
The Ward Law Firm, P.A.
P.O. Box 5663
Spartanburg, SC 29304
Attorney for Land/Site Services, Inc.

Bachman S. Smith, IV, Esquire
Haynsworth Sinkler Boyd, P.A.
134 Meeting Street, Third Floor
Charleston, SC 29401
Attorney for Southern Green, Inc.

Michael E. Wright, Esquire
Robertson Hollingsworth Manos &
Rahn, LLC
550 King Street, Suite 300
Charleston, SC 29403
***Attorneys for Super Concrete of SC,
Inc.***

Ronald G. Tate, Jr. , Esquire
R. Batten Farrar, Esquire
Gallivan, White & Boyd, P.A.
55 Beattie Place, Suite 1200 (29601)
P.O. Box 10589
Greenville, SC 29603
***Attorneys for Volkmar Consulting
Services, LLC***

Shanna Milcetic Stephens, Esquire
Katherine C. Miars, Esquire
Anderson Reynolds & Stephens, LLC
P.O. Box 87
Charleston, SC 29402
Attorney for A.C.&A. Concrete, Inc.

John M. Grantland, Esquire
Rogers Harrell, Esquire
Murphy & Grantland, PA
P.O. Box 6648
4406-B Forest Dr.
Columbia, SC 29260
Attorneys for Isidru Mejia

Christopher M. Adams, Esquire
Andrew N. Cole, Esquire
Collins & Lacy, PC
P.O. Box 12487
Columbia, SC 29211
***Attorneys for Unique Framing and DJ
Construction Services, LLC***

Sarah L. Fragale, Esquire
Turner Padgett Graham & Laney, PA
40 Calhoun Street, Suite 200
Charleston, SC 29401
Attorney for Espino Roofing, LLC

Thomas B. Boger, Esquire
Wall Templeton & Haldrup, PA
145 King Street, Suite 300
Charleston, SC 29401
Attorney for First Construction, LLC

Edward and Sylvia Dengg
238 Maywood Drive
Moncks Corner, SC 29461
Pro Se Respondents

David C. Cleveland, Esquire
Clawson & Staubes, LLC
126 Seven Farms Drive, Suite 200
Charleston, SC 29492
***Attorney for Low County Renovations
& Siding and Myers Landscaping, Inc.***

K. Michael Barfield, Esquire
D. Summers Clarke, II, Esquire
Barnwell-Whaley Patterson & Helms, LLC
288 Meeting Street, Suite 200
Charleston, SC 29404
***Attorneys for The Earthworks Group,
Inc.***

William W. Watkins, Jr., Esquire
Stephanie G. Brown, Esquire
Wall Templeton & Haldrup, PA
145 King Street, Suite 300
Charleston, SC 29401
***Attorneys for Itatiaia Construction,
LLC, Lima Construction, and N&B
Construction, LLC***

Steven W. Outz, Esquire
Joshua D. Shaw, Esquire
Turner Padgett Graham & Laney, PA
1901 Main Street, 17th Floor
Columbia, SC 29202
Attorneys for CEBS Construction, LLC
Myers Landscaping, Inc.
c/o Joseph H. Myers, Registered Agent
382 Big Bird Lane
Summerville, SC 29486
Pro Se Respondent

Anthony and Stacey Ray
107 Loch Circle
Hampton, VA 23669
Pro Se Respondents

[signature on following page]

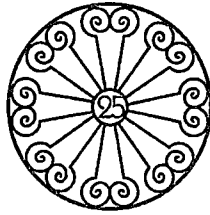
Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: Mary Willis
Mary S. Willis (SC Bar No. 102411)
***Attorney for Alpha Omega
Construction Group, Inc.***

Charleston, South Carolina

Dated: 6/1/2017



YCR LAW

Mary S. Willis
Associate

Direct Dial: (843) 720-5488
E-mail: mwillis@ycrlaw.com

June 1, 2017

RECEIVED

JUN 05 2017

SC Court of Appeals

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

Re: Patricia Damico, et al. v. Lennar Carolinas, LLC, et al. v. Lennar Carolinas, LLC,
et al. v. Alpha Omega Construction Group, Inc., et al.
Case No.: 2014-CP-08-2424
YCR File: 10857-20160042

Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced matter please find the original and one (1) copy of a Notice of Appearance on Behalf of Respondent Alpha Omega Construction Group, Inc. and Proof of Service. Please file the originals and return one file-stamped copy to me in the envelope provide.

By copy of this letter with the enclosures, I am providing all counsel of record with a copy of this Notice of Appearance.

As always, thank you for your assistance. If you have any questions, please do not hesitate to contact me. With kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Mary S. Willis

CHC/tlb
Enclosures

Jenna Kiziah McGee, Esquire
Sarah Fragale, Esquire
Steven L. Smith, Esquire
Michal Kalwajtys, Esquire
Alan R. Belcher, Jr., Esquire
Stephanie G. Brown, Esquire
Frederick Elliott Quinn, IV, Esquire
Rogers E. Harrell, III, Esquire
Michael Wright, Esquire
Jenny Costa Honeycutt, Esquire
Derek M. Newberry, Esquire
Thomas B. Boger, Esquire
Zachary James Closser, Esquire
William A. Collins, Jr., Esquire
James H. Elliott, Jr., Esquire
William "Trey" W. Watkins, Jr., Esquire
Joshua D. Shaw, Esquire
Catherine Dunn Meehan, Esquire
Samia H. Nettles, Esquire.
R. Trippett Boineau, III, Esquire
Samuel M. Wheeler, Esquire
Shanna Milcetic Stephens
Emily R. Gifford, Esquire
Ronald G. Tate, Jr., Esquire
Steven W. Outz, Esquire
Robert Batten Farrar, Esquire
D. Summers Clarke, II, Esquire
K. Michael Barfield, Esquire
Michael J. Jordan, Esquire
Andrew N. Cole, Esquire
Christopher Adams, Esquire
Katherine C. Miars, Esquire
John E. Rogers, II, Esquire
Bachman S. Smith, IV, Esquire
Heath M. Stewart, III, Esquire
Neil Keith Emge, Jr., Esquire
Kathy A. Carlsten, Esquire
Thomas F. Dougall, Esquire
David S. Black, Esquire
John M. Grantland, Esquire
S. Markey Stubbs, Esquire
David C. Cleveland, Esquire
Brent M. Boyd, Esquire
Stephen P. Hughes, Esquire
Erin D. Dean, Esquire
Preston B. Dawkins, Esquire
John C. Hayes, IV, Esquire
David S. Cobb, Esquire, Turner
Christine Companion Varnado, Esquire
Myers Landscaping, Inc. c/o Joseph H. Myers
Edward and Sylvia Dengg
Anthony and Stacey Ray

