

THE STATE OF SOUTH CAROLINA

South Carolina Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

Case No. 2010-CP-10-10355

R. Markley Dennis, Circuit Court Judge

RECEIVED

Case No. 2015-001238

JUN 21 2017

SC Court of Appeals

D.R. Horton, Inc. f/k/a C. Richard Dodson Builders, Inc.Appellants,

v.

Builders FirstSource-Southeast Group, LLC, and Builders FirstSource, Inc.,
and Joseph Naccari, Individually d/b/a Masterframers,.....Respondents .

Of whom Builders FirstSource-Southeast Group, LLC, and Builders
FirstSource, Inc. are the Respondents .

Joseph Naccari, Individually, and d/b/a
Masterframers,Third Party Plaintiff,

v.

Jaime Arreguin d/b/a Maya Construction,Third Party Defendant.

CONSENT PETITION TO SUBSTITUTE COUNSEL

AND NOW COME Respondents Builders FirstSource-Atlantic Group, LLC
and Builders FirstSource-Southeast Group, LLC ("Respondents"), which move the
Court for an Order relieving James Taylor Anderson, the firm of Kernodle Coleman
as counsel for Respondents pursuant to S.C.R.A.P., Rule 264, and substituting
Mary B. Lohr and the firm of Howell, Gibson & Hughes, P.A., as counsel for
Respondents.

As grounds therefor Movants state:

1. James Taylor Anderson, of Kernodle Coleman, is presently the attorney representing Respondents in this lawsuit.

2. Respondents wish to have James Taylor Anderson, and the firm of Kernodle Coleman, withdraw their appearance their counsel in this matter and to have Mary B. Lohr and the firm of Howell, Gibson & Hughes, P.A. be substituted as counsel in their stead.

3. With the consent of the clients and other parties, Respondents request that the court withdraw the appearance of James Taylor Anderson, of Kernodle Coleman as its counsel and that the Court substitute as counsel, Mary B. Lohr and the firm of Howell, Gibson & Hughes, P.A.

4. The representation of Respondents will continue uninterrupted through Mary B. Lohr and the firm of Howell, Gibson & Hughes, P.A., who is admitted to practice before this Court.

5. For the foregoing reasons, Respondents request that the Court enter an Order withdrawing the appearance of James Taylor Anderson, and the firm of Kernodle Coleman and striking them as counsel of record for Respondents in this case, and removing them from all distribution lists.

6. Respondents also respectfully requests this Court enter an order appointing Mary B. Lohr and the firm of Howell, Gibson & Hughes, P.A. as its counsel and adding them to all distribution lists.

7. This substitution of counsel will not cause any delay in this matter and will not prejudice Respondents, Appellants or any other party to this lawsuit.

SIGNATURE PAGE TO FOLLOW

HOWELL GIBSON AND HUGHES, P.A.

BY: 

Mary B. Lohr, Esq.

HOWELL, GIBSON, AND HUGHES, P.A.

Post Office Box 40

Beaufort, South Carolina 29901

Attorney for Respondents

KERNODLE COLEMAN

BY:  Per JTATU

James Taylor Anderson, III

Kernodle Coleman

Post Office Box 13897

Charleston, SC 29422-3897

Attorney for Respondents

IT IS SO ORDERED.

JUDGE, SC COURT OF APPEALS

THE STATE OF SOUTH CAROLINA

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Of whom Builders FirstSource-Southeast Group, LLC, and Builders
FirstSource, Inc. are the Respondents .

Joseph Naccari, Individually, and d/b/a
Masterframers,Third Party Plaintiff,

v.

Jaime Arreguin d/b/a Maya Construction,Third Party Defendant.

PROOF OF SERVICE OF CONSENT PETITION TO SUBSTITUTE COUNSEL

I certify that I have served the Consent Petition to Substitute Counsel on all
counsel of record by depositing a copy of it in the United States Mail, postage
prepaid, on June 19, 2017, addressed to their attorneys of record:

Neil S. Haldrup
Wall, Templeton & Haldrup, P.A.
Post Office Box 1200
Charleston, SC 29402
and
Peden B. McLeod
McLeod, Fraser & Cone
Post Office Box 230
Walterboro, SC 29488
Attorneys for Plaintiff

James Taylor Anderson, III Kernodle Coleman
Post Office Box 13897
Charleston, SC 29422-3897
Attorney for Respondents

HOWELL GIBSON AND HUGHES, P.A.

BY: 

Mary B. Lohr, Esq.
HOWELL, GIBSON, AND HUGHES, P.A.
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MARY BASS LOHR
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JAMES S. GIBSON, JR *
Of Counsel

* Certified Mediator

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June 19, 2017

RECEIVED

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

JUN 21 2017
SC Court of Appeals

Re: D.R. Horton, Inc. f/k/a C. Richard Dodson Builders, Inc. vs.
Builders FirstSource-Southeast Group, LLC, etc.
Civil Action No.: 2010-CP-10-10355
Our File No: 11985 SPH

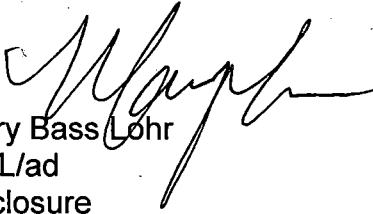
Dear Ms. Kitchings:

Please find enclosed herewith a Consent Petition to Substitute Counsel with regard to the above referenced matter. I would appreciate you submitting this to a Judge and filing the same and returning a filed clocked copy to me in the enclosed self-addressed, stamped envelope provided for your convenience.

With kindest regards, I am

Yours truly,

HOWELL, GIBSON AND HUGHES, P.A.


Mary Bass Lohr
MBL/ad
Enclosure

cc: James Taylor Anderson, III
Neil S. Haldrup
Peden B. McLeod

HOWELL, GIBSON & HUGHES, P.A.
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BEAUFORT, SC 29906
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JUN 21 2017

SC Court of Appeals

Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
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