



The South Carolina Court of Appeals

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CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 30, 2017

The Honorable Jeanette W. McBride
PO Box 2766
Columbia SC 29202-2766

REMITTITUR

Re: The Gates at Williams-Brice v. DDC Construction, Inc.
Lower Court Case No. 2012CP4008512
Appellate Case No. 2015-000180

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Justin O'Toole Lucey, Esquire
Stephanie D. Drawdy, Esquire
Howard A. Van Dine, III, Esquire
Erik Tison Norton, Esquire
Allen Mattison Bogan, Esquire
Dabny Lynn, Esquire

The Supreme Court of South Carolina

The Gates at Williams-Brice Condominium Association
and Katharine Swinson, individually, and on behalf of all
others similarly situated, Petitioners,

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SC Court of Appeals

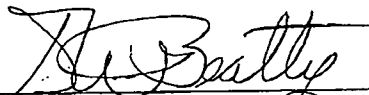


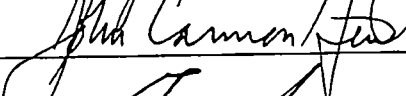
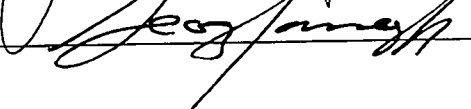
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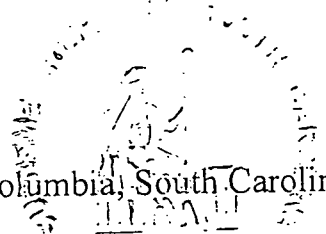
DDC Construction, Inc.; Kapasi Glass Mart, Inc.; DMC Consolidated, Inc.; DMC Builders, Co., Inc., individually and d/b/a The Dinerstein Companies, DC Developers - Columbia Condos, Inc.; Columbia Condos, LP; DMC Developers I, Ltd.; 31-W Insulation Company, Inc.; Associated Concrete Contractors, Inc.; Bailey Electric Company, LLC; C&B Utilities, LP; Carolina Floor Systems, Inc.; Century Fire Protection, LLC; Cherokee Inc.; Coronado Stucco, LP; Cross Plains Custom Tile, Inc.; Lowry Construction & Framing Inc.; LTB Construction, Inc.; Martin Morales Jr. Painting & Drywall, LLC; Metal Construction Materials, Inc.; Southwest Ironworks, Inc.; The Clerkley/Watkins Group, LP; Tindall Corporation; Triad Pest Control, Inc.; Wyman Acoustics LLC; Alenco Holding Corporation, Alenco Window GA, LLC, New Alenco Window, Ltd.; AWC Holding Company; Crosby Window, Inc., f/k/a/ Action WinDoor Technology, Inc.; Geo-Systems Design & Testing, Inc.; HGE Consulting, Inc.; Maintenance Builders Supply, Ltd.; SCA Engineers, Inc.; Sinclair & Associates, Inc.; Faultless Hardware, individually and d/b/a Pamex Inc.; T & M Concrete, Inc.; Loveless Commercial Contracting, Inc.; Economy Waterproofing, Inc.; BMC West Corporation; Highway One Construction, Inc.; J.I. Windows LLC; Dietrich Industries, Inc., a/k/a Dietrich Metal Framing, Inc. n/k/a Clarkwestern Dietrich Building Systems LLC; Best Masonry and its successor in interest, OldCastle APG; Headwaters, Inc. d/b/a Best Masonry; and John Doe #1-10, Defendants,

Of Whom DDC Construction, Inc. and Columbia Condos, LP, are the Respondents.

ORDER

Petitioners have filed a motion seeking dismissal of their petition for a writ of certiorari to the Court of Appeals, indicating they have entered into a final settlement agreement with respondents, and they additionally ask the Court to vacate the opinion of the Court of Appeals in *The Gates at Williams-Brice Condominium Association v. DDC Construction, Inc.*, 418 S.C. 282, 792 S.E.2d 240 (Ct. App. 2016). Respondents indicate they are not opposed to the requests. In response to this Court's inquiry pursuant to Rule 261(d), SCACR, the Court of Appeals has recommended that the request to vacate the opinion be granted. We hereby grant the motion, dismiss the petition for a writ of certiorari, and vacate the opinion of the Court of Appeals.


_____ C.J.

_____ J.

_____ J.

_____ J.

_____ J.


Columbia, South Carolina

June 16th, 2017

cc:
Howard A. Van Dine, III, Esquire
Erik Tison Norton, Esquire
Allen Mattison Bogan, Esquire
Justin O'Toole Lucey, Esquire
Stephanie D. Drawdy, Esquire
Dabny Lynn, Esquire
The Hon. Jeanette W. McBride
The Hon. Jenny Abbott Kitchings