

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable R. Markley Dennis, Jr.

Appellate Case No. 2016-001496

RECEIVED

JUN 29 2017

SC Court of Appeals

David B. Powell and Carol Ann Powell Respondents,

v.

SunTrust Bank, Midland Funding LLC,
and Pavilion Place Property Owners' Association, Inc. Defendants,


Of whom SunTrust Bank is the..... Appellant.

**NOTICE OF AGREEMENT TO DISMISS
PURSUANT TO RULE 260(b), SCACR**

WHEREAS, Appellant and Respondent David B. Powell have settled the above-referenced matter; and

WHEREAS, Appellant and Respondent hereby consent and agree to the dismiss and end this action as to all claims and request that the Court enter an order of dismissal, pursuant to Rule 260(b), SCACR, with each side bearing their own costs and attorneys' fees.

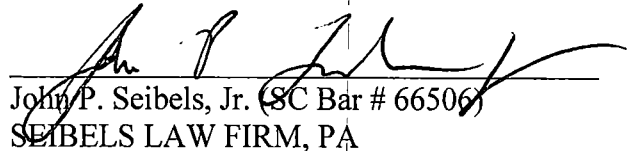
I CONSENT:



Sean M. Foerster (SC Bar # 77466)
ROGERS TOWNSEND & THOMAS, PC
1221 Main Street, 14th Floor (29201)
Post Office Box 100200
Columbia, South Carolina 29202-3200
(803) 771-7900
sean.foerster@rtt-law.com

Attorneys for Appellant SunTrust Bank

I CONSENT:



John P. Seibels, Jr. (SC Bar # 66506)
SEIBELS LAW FIRM, PA
38 Broad Street, Suite 200
Charleston, SC 29401
(843) 722-6777
jseibels@seibelsfirm.com

Attorneys for Respondent David B. Powell

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PROOF OF SERVICE

I HEREBY CERTIFY that I have served the Notice of Agreement to Dismiss Pursuant to Rule 260(b), SCACR on June 29, 2017, by depositing a copy in the United States Mail, postage pre-paid, addressed to the following party of record:

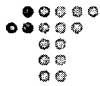
John P. Seibels, Jr., Esquire
38 Broad Street, Suite 200
Charleston, South Carolina 29401



Tabitha Scott
Paralegal to Sean M. Foerster

ROGERS TOWNSEND & THOMAS, PC
POST OFFICE BOX 100200 (29202)
1221 Main Street, 14th Floor
COLUMBIA, SOUTH CAROLINA 29201
P 803.771.7900 F 803.343.7017
W RTT-LAW.COM

Sean M. Foerster
Sean.Foerster@RTT-LAW.COM
P 803.744-1855



ROGERS TOWNSEND
ATTORNEYS AT LAW

June 29, 2017

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SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court for the South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: *David B. Powell and Carol Ann Powell vs. SunTrust Bank, Midland Funding LLC, and Pavilion Place Property Owners' Association, Inc.*
Appellate Case # 2016-001496
Our File# 19610-12

Dear Ms. Kitchings:

Enclosed are an original and two copies of a Notice of Agreement to Dismiss Pursuant to Rule 260(b), SCACR, along with proof of service, in reference to the above matter.

By copy of this correspondence, I am serving a copy of this notice on opposing counsel.

Please have your staff file the original and return clocked copies of this document to me with the courier.

Thank you for your assistance in this matter.

Very truly yours,


Sean M. Foerster

/tds
Enclosure
cc:
John P. Seibels, Jr.
Seibels Law Firm, PA
38 Broad Street, Suite 200
Charleston, South Carolina 29401