

# The Supreme Court of South Carolina

Carolina Convenience Stores, Inc., Harry Lancaster, Jr.,  
as Power of Attorney for Harry Lancaster, Sr. and  
Willard Oil Company, Petitioners,

v.

City of Spartanburg, Respondent.

Appellate Case No. 2012-212473  
Lower Court Case No. 2007CP4203388

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## ORDER

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This Court granted a writ of certiorari to review the South Carolina Court of Appeals' opinion in *Carolina Convenience Stores, Inc., v. City of Spartanburg*, 398 S.C. 27, 727 S.E.2d 28 (Ct. App. 2012). After the issuance of an opinion by this Court,<sup>1</sup> this Court granted a petition for rehearing.

Based on a settlement between the parties, the respondent moves to dismiss this matter, and to vacate the opinions of this Court and the Court of Appeals. The petitioners oppose the motion.

The motion to dismiss is granted, and the opinions of this Court and the Court of Appeals are vacated. The remittitur will be sent as provided by Rule 221 of the South Carolina Appellate Court Rules.



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C.J.

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<sup>1</sup> *Carolina Convenience Stores, Inc., v. City of Spartanburg*, Op. No. 27663 (S.C. Sup. Ct. filed August 31, 2016).



Columbia, South Carolina  
August 23, 2017

cc: Charles J. Hodge, Esquire  
Timothy Ryan Langley, Esquire  
David Leon Morrison, Esquire  
The Honorable M. Hope Blackley  
The Honorable Jenny Kitching

*Jenny Kitching* J.  
*Kaye G. Heam* J.  
*John Cannon Jr* J.  
Acting Justice Thomas Russo not participating.