

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas
R. Ferrell Cothran, Circuit Court Judge

Appellate Case No. 2017-000998
Civil Action No. 2015-CP-43-596

RECEIVED
SEP 27 2017
SC Court of Appeals

Paul Branco and Branco Investments,
Inc., d/b/a Great American Cookie Co.,.....Respondents,

v.

Hull Storey Retail Group, LLC, and
Sumter Mall, LLCAppellants.

STATUS UPDATE

On August 28, 2017, this Court granted Appellant's Motion for a Remand (Without Prejudice to Refile) and instructed Appellant to provide status updates to the Court every 30 days thereafter. This is the first such update. Following this Court's ruling, the post-trial motion pending below was set for a hearing at the next motions roster in Sumter County on September 25, 2017. When the parties' counsel learned that Judge Cothran—who presided over the bench trial of this action—would not be hearing those motions, they jointly contacted the Sumter County Clerk of Court and, with Judge Cothran's permission, requested the motion be rescheduled for his next available motions roster. The parties are presently waiting to learn when that will be. Appellant will update this Court of the date and location of the argument and whether it has yet been held in Appellant's next monthly status update to this Court.

[SIGNATURE PAGE ATTACHED]

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: Timothy E. Madden

Timothy E. Madden

SC Bar No. 11786

E-Mail: tim.madden@nelsonmullins.com

104 South Main Street / Ninth Floor

Post Office Box 10084 (29603-0084)

Greenville, SC 29601

(864) 250-2300

Attorney for Appellants

September 27, 2017

Greenville, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas
R. Ferrell Cothran, Circuit Court Judge

Case No. 2015-CP-43-596

RECEIVED

SEP 27 2017

SC Court of Appeals

Paul Branco and Branco Investments,
Inc., d/b/a Great American Cookie Co.,..... Respondents,

v.

Hull Storey Retail Group, LLC, and
Sumter Mall, LLC Appellants,

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Hull Storey Retail Group, LLC, and Sumter Mall, LLC, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address:

Pleadings: Appellants' Status Report

Counsel Served: Patrick M. Killen
MCGOWAN, HOOD & FELDER, LLC
E-Mail: pkillen@mcgowanhood.com
28 N. Main Street
Sumter, SC 29150
(803) 774-5026

John L. Warren, III
Simmons Law Firm, LLC
E-Mail: jwarren@simmonsfirm.com
1711 Pickens Street
Columbia, SC 29201
(803) 779-4600

Kelli D. Martin

Kelli Diamond Martin
Administrative Assistant

September 27, 2017



NELSON MULLINS

NELSON MULLINS RILEY & SCARBOROUGH LLP
ATTORNEYS AND COUNSELORS AT LAW

Timothy E. Madden
T 864.373.2279 F 864.373.2381
tim.madden@nelsonmullins.com

104 South Main Street | Ninth Floor
Greenville, SC 29601
T 864.250.2300 F 864.232.2925
nelsonmullins.com

September 27, 2017

Hand Delivered

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


RECEIVED
SEP 27 2017
SC Court of Appeals

RE: Branco *et al.* v. Hull Storey Retail Group, LLC *et al.*
Appellate Case No. 20017-000998
Civil Action No. 2015-CP-43-596
Our File No. 53746/01500

Dear Ms. Kitchings:

Please find enclosed the original and one copy of Appellants' Status Report per the request contained in the Court's Order dated August 28, 2017. We ask that you file the original and return a clocked-in copy to us via our courier. A copy of this Status Report has been served by mail on opposing counsel.

Very truly yours,


Timothy E. Madden

TEM:kdm
Enclosures
cc: Patrick M. Killen, Esq.
John Warren, Esq.