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December 7, 2012

66529

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: QBE Insurance Corporation as assignee of P.V., Inc. d/b/a Harbor Inn v. William Fincher, Harrison, Fincher & Associates, LLC and Harrison, Fincher & Associates, Inc.
Appellate Case No.: 2012-213192
Case No.: 2011-CP-40-3989
YCR File: 14272-20110571

Dear Ms. Kitchings:

I am writing to inquire about the status of the above-referenced appeal. By way of background, I recount the following. The Appellant, QBE Insurance Corporation as assignee of P.V. Inc. d/b/a Harbor Inn, filed/served a Notice of Appeal on October 17, 2012; the Respondents filed/served a motion to dismiss the Appellant's appeal on October 22, 2012; and the Appellant then filed/served an Amended Notice of Appeal on November 8, 2012. As I understand it, pursuant to Rule 240(b), SCACR, the Respondents' motion to dismiss stays the time for perfecting the Appellant's appeal, which would include the Appellant's transcript order, until the Court has acted on the motion. To the best of my knowledge, the Court has not yet acted upon the Respondents' motion to dismiss but, under the circumstances here, the Appellant's Amended Notice of Appeal may well have rendered the motion to dismiss moot.

Accordingly, will you please advise as to whether the time for perfecting the Appellant's appeal is presently stayed? To the extent that the Appellant's obligation to order the transcript is not stayed; please allow this correspondence to also serve as our request to extend the time for ordering the transcript and/or to order the transcript out of time, if necessary. In this regard, I would ask that the Court allow the Appellant 14 days from the date of this correspondence to order the transcript, i.e., through December 21, 2012. (I ask for this extended allowance because the parties are engaged in discussions which may lead to the resolution of the appeal and I would prefer not incurring the expense of ordering the transcript if it is not needed.) Our firm's check in the amount of \$25 is enclosed to cover the cost of this request. Of course, if a more formal motion is needed, or if you have any questions or concerns, please just let me know.

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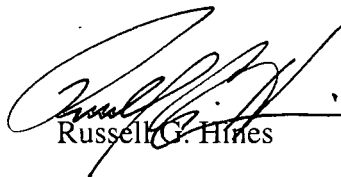
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With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP



Russell C. Hines

RGH/jla

Enclosure

cc: Susan Taylor Wall, Esquire
Amanda Williams, Esquire