

BRADFORD NEAL MARTIN & ASSOCIATES, PA

ATTORNEYS AT LAW

201 WEST MCBEE AVENUE, SUITE 302
POST OFFICE BOX 10410 (29603)
GREENVILLE, SOUTH CAROLINA 29601

BMARTIN@BNMLAW.COM
PHONE: (864) 552-9990
FAX: (864) 552-9992

October 10, 2017

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

Re: *William F. Tomz v. Capital Funding, et al*
C/A No.: 2008-CP-23-3665
Tracking No. 2013-002676

RECEIVED
OCT 13 2017
SC Court of Appeals

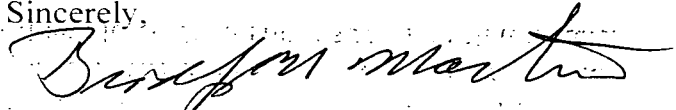
Dear Ms. Kitchings:

As requested by the Court in its Order of August 15, 2017, a copy of which is enclosed, the Appellant is to provide the Court with the status of the parties' progress on reaching a settlement of this matter. The parties have been working towards a global settlement for this and other pending matters, which requires approval by the lower court.

A hearing on the status of reaching settlement was held on September 5, 2017 before The Hon. Edward M. Miller. Settlement was not effectuated at that time due to contingencies not yet satisfied. Judge Miller intends to re-convene the hearing after a separate hearing before The Hon. J. Cordell Maddox, Jr. on an issue in a related case.

We will continue to update the Court as requested. Should you have any questions, please do not hesitate to contact me.

Sincerely,



Bradford N. Martin

BNM/pm

cc: George Brandt, Esq.
Stan Case, Esq.

5

The South Carolina Court of Appeals

William F. Tomz and Francis W. Tomz, Individually and
as Class Representatives, Respondents,

v.

Capital Investment Funding, LLC, and Arthur M. Field,
Defendants,

Of Whom Arthur M. Field is the Appellant,

And Capital Investment Funding, LLC, is a Respondent.

Appellate Case No. 2013-002676

ORDER

The parties have notified the Court that they are working towards effectuating a settlement of this litigation. Accordingly, the appeal is held in abeyance. The appellant must provide status updates every sixty days from the date of this order or the appeal will be dismissed.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Bradford Neal Martin, Esquire
Laura Wilcox Howle Teer, Esquire
Evan Brook Bristow, Esquire
George Brandt, III, Esquire
Stanley T. Case, Esquire

FILED

August 15, 2017

BRADFORD NEAL MARTIN & ASSOCIATES, PA

ATTORNEYS AT LAW

POST OFFICE BOX 10410

GREENVILLE, SOUTH CAROLINA 29603

GREENVILLE

SC 296

10 OCT '17

PM 2 L

stamps.com

\$0.49 0

US POSTAGE
FIRST-CLASS
062S0005951224
FROM 29601

827278.06



stamps.com

stamps.com

\$6.47 0

US POSTAGE
FIRST-CLASS
062S0005951224
FROM 29601

827272.16



stamps.com

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAIL®



7016 1970 0000 7183 5560

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

RECEIVED

OCT 13 2017

SC Court of Appeals

10/2

2521161629 8012

