

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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

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

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**RECEIVED**  
OCT 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.

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**STATUS UPDATE**

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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 second such update. In the process of scheduling a hearing on Appellants' post-trial motion, the parties' counsel discovered that neither parties' trial counsel had obtained a transcript of the summary judgment hearing held in this matter on November 28, 2016. Accordingly, the parties have requested that transcript and await its delivery. In addition, the parties have been in contact with Judge Cothran—who presided over the bench trial of this action—and the Sumter County Clerk to schedule a hearing on the pending post-trial motion. Appellant will update this Court regarding the receipt of the summary judgment transcript, the

date and location of the argument, and whether it has yet been held in Appellant's next status update to this Court.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: 

Timothy E. Madden

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October 27, 2017

Greenville, South Carolina

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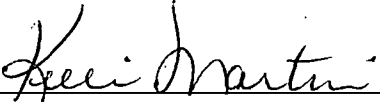
PROOF OF SERVICE

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 Update

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October 27, 2017



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October 27, 2017

**Hand Delivered**

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

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OCT 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' second monthly 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.