

The South Carolina Court of Appeals

Martha M. Fountain and Curtis Fountain, Plaintiffs,

v.

Fred's, Inc. and Wildevco, LLC, Respondents,

v.

Tippins-Polk Construction, Inc. and Rhoad's Excavating
Services, LLC, Third-Party Defendants,

Of whom Tippins-Polk Construction, Inc. is the
Appellant.

Appellate Case No. 2017-000688

ORDER

After careful consideration, Appellant's consent motion to amend its final brief is granted. This court will take no further action on Respondent Fred's Inc.'s motion to strike.

Respondent Wildevco, LLC's motion to strike is granted in part. The motion to strike the settlement agreement from Appellant's designation of matter is granted because the agreement was not actually presented to the lower court. *See* Rule 210(c), SCACR. The motion to strike is otherwise denied.


FOR THE COURT

Columbia, South Carolina

FILED

November 29, 2017

cc:

Morgan S. Templeton, Esquire
Matthew Clark LaFave, Esquire
Regina Hollins Lewis, Esquire
Lee Ellen Bagley, Esquire
John Joseph Dodds, IV, Esquire