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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

Honorable S. Jackson Kimball, Master-in-Equity

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DEC 05 2017

SC Court of Appeals

CASE NO. 2016-CP-46-1001  
APPELLATE CASE NO. 2017-000600

Alfred Jenkins and Mary Jenkins. . . . . Respondents


v.

Ferrara-Buist Company, LLC d/b/a Custom Crafted Homes . . . . . Appellant

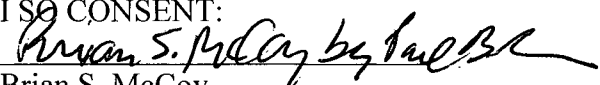
**APPELLANT'S CONSENT MOTION  
TO STRIKE MATTER FROM RECORD ON APPEAL**

Appellant, Ferrara Buist Company, LLC d/b/a Custom Crafted Homes, by and through its undersigned counsel, moves for this Honorable Court, with the consent of Respondents, by and through their undersigned counsel, to strike page 128 of the Record on Appeal and withdrawal the filing of the supplemental designation of matter received by this Court on November 13, 2017. In striking page 128 from the Record on Appeal, the parties request that this Court exclude page 128 in its review of the Record on Appeal in making its decision in this matter and exclude the one reference thereto in Appellant's Reply Brief. The parties request that this Honorable Court exclude page 128 from consideration *without* ordering a new Record on Appeal be submitted to this Court, but rather that page 128 and any reference thereto be given no weight or consideration in this Court's decision.

I SO MOVE:

  
Paul B. Ferrara, III  
SC Bar No. 70511  
2300 Otranto Road  
North Charleston, SC 29406  
(843) 569-5511/ (843) 569-5411 fax  
Attorney for Appellant

I SO CONSENT:

  
Brian S. McCoy  
SC Bar No. 2155  
378 E. Main St.  
Rock Hill, SC 29730  
(803)366-2280  
Attorney for Respondents

THE STATE OF SOUTH CAROLINA  
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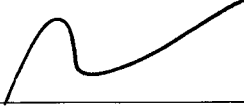
v.

Ferrara-Buist Company, LLC d/b/a Custom Crafted Homes . . . . . Appellant

**PROOF OF SERVICE**

I certify that I have served a copy of the Appellant's Consent Motion to Strike Matter from Record on Appeal by depositing a copy of it in the United States Mail, postage prepaid, on November 21, 2017, addressed to:

Brian S. McCoy  
SC Bar No. 2155  
378 E. Main Street  
Rock Hill, SC 29730  
(803) 366-2280  
Attorney for Respondents

  
\_\_\_\_\_  
Paul B. Ferrara, III  
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Attorney for Appellant

# Ferrara Law Firm, PLLC

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Paul B. Ferrara, III\*  
Janel K. Ferrara\*  
Kassandra J. Garan

\*(also Admitted in N.C.)

November 21, 2017

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SC Court of Appeals

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

Re: Alfred Jenkins and Mary Jenkins v. Ferrara Buist Company, LLC d/b/a Custom  
Crafted Homes  
Common Pleas Case No.: 2016-CP-46-1001  
Appellate Case No.: 2017-000600  
Our File No.: 16-605

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of the Appellant's Consent Motion to Strike Matter from Record on Appeal and Proof of Service of the same in the above referenced matter. Also enclosed is a firm check in the amount of \$25.00 for the filing fee. Please file the originals and return a clocked copy to our office in the self-addressed, stamped envelope which is enclosed.

Sincerely,

FERRARA LAW FIRM, PLLC

  
Paul B. Ferrara, III

Enclosures

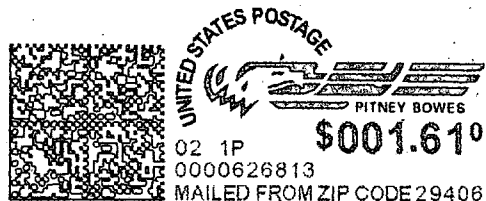
cc: Brian S. McCoy, Esq.  
378 E. Main St.  
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Attorney for Respondents

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N. Charleston, SC 29406

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South Carolina Ct of Appeals  
P.O. Box 11629  
Columbia, SC 29211