

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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

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

RECEIVED
DEC 29 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, LLCAppellants.

STATUS UPDATE

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 fourth such update. Earlier this month, the parties' counsel received a transcript of the November 28, 2016 summary judgment hearing for which we had been waiting. Shortly thereafter, Respondents' counsel, Mr. Warren, withdrew from this case to accept a District Court clerkship with Judge Coggins. Mr. Shoemake has appeared as Respondents' counsel, and the parties have communicated with Judge Cothran—who presided over the bench trial of this action—to schedule a hearing on the pending post-trial motion. That date remains to be determined, and Appellant will update this Court regarding 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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Attorney for Appellants

December 29, 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 Report

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December 29, 2017



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Hand Delivered

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

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' fourth 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.
Derek Shoemake, Esq.