

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Case No. 2015-CP-18-1571

RECEIVED
JAN 11 2018
SC Court of Appeals

Progressive Direct Insurance Co., and USAA General Indemnity Company,
.....Respondents,

v.

James Mark Harrison as the Personal Representative of the Estate of Lynn Harrison,
.....Appellant.

CONSENT MOTION TO AMEND THE CAPTION

The Notice of Appeal in this case identified the Appellant as “James Mark Harrison as the Personal Representative of the Estate of Lynn Harrison.” However, by Form 4 Order filed on February 8, 2017, Shana Groves was substituted in this case as the Personal Representative of the Estate of Lynn Harrison.¹ See Ex. A (Form 4 Order filed February 8, 2017). To correct the caption, Appellant, with the consent of counsel for the Respondent, hereby requests that the caption be amended as follows:

¹ The Circuit Court Order dated August 17, 2017, from which this appeal was taken, also identified James Mark Harrison as the Personal Representative of the Estate of Lynn Harrison. However, that order was filed after the Form 4 Order substituting the Personal Representative.

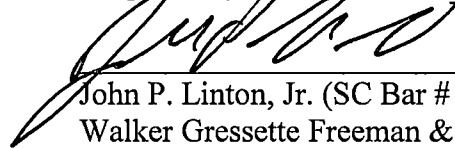
Progressive Direct Insurance Co., and USAA General Indemnity Company,
Respondents,

v.

Shana Groves as the Personal Representative of the Estate of Lynn Harrison,
Appellant.

Counsel for Appellant has consulted with counsel for Respondents regarding this motion and Respondents have indicated they consent to the amendment of the caption.

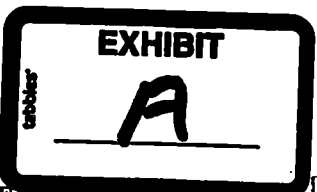
Respectfully submitted,



John P. Linton, Jr. (SC Bar # 79130)
Walker Gressette Freeman & Linton, LLC
P.O. Box 22167
Charleston, SC 29413
(843) 727-2200
Attorneys for Appellant

January 8, 2018
Charleston, S.C.

Ryan H. Sigal (SC Bar #80223)
Shelley Leeke Law Firm, LLC
3614 Ashley Phosphate Road
North Charleston, SC 29418
(843) 297-8485
Attorneys for Appellant



FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF DORCHESTER
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2015CP1801571

Progressive Direct Insurance Co
2017 FEB -8 AM 11:00
James Mark Harrison
Lynn Estate Of Harrison

CHERYL GRANHAM
CLERK OF COURT
DORCHESTER COUNTY

PLAINTIFF(S) DEFENDANT(S)
Submitted by: Attorney for: Plaintiff Defendant
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON): Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit);
 Rule 43(k), SCRPC (Settled); Other: _____
- ACTION STRICKEN (CHECK REASON): Rule 40(j) SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other: _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):
 Affirmed; Reversed; Remanded; Other:

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order; (formal order to follow) Statement of Judgment by the Court: The Consent Motion to Substitute the Personal Representative of the Estate of Lynn Harrison filed February 7, 2017 is hereby granted and the caption shall be changed to reflect Shana Groves as the Personal Representative of the Estate of Lynn Harrison instead of and in place of James Mark Harrison as the Personal Representative.

ORDER INFORMATION

This order ends does not end the case.
Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Alison R. Lee, Circuit Court Judge

2118
Judge Code

2/7/2017
Date

For Clerk of Court Office Use Only

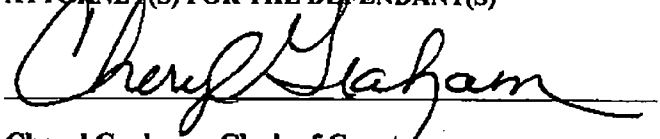
This judgment was entered on 2/8/2017, and a copy mailed first class or placed in the appropriate attorney's box on 2/8/2017, to attorneys of record or to parties (when appearing pro se) as follows:

Wesley Brian Sawyer PO Box 6648 Columbia, SC 29260

Ryan Harris Sigal 3614 Ashley Phosphate Road North
Charleston, SC 29418

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)



Court Reporter: Heather Landry

Cheryl Graham - Clerk of Court

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

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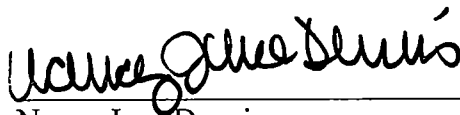
James Mark Harrison as the Personal Representative of the Estate of Lynn Harrison,
.....Appellant.

PROOF OF SERVICE

I certify that I have served the Consent Motion to Amend the Caption by depositing a copy of it in the United States Mail, postage prepaid, on January 8, 2017, addressed to their attorneys of record:

Wesley B. Sawyer, Esq.
Murphy & Grantland, P.A.
P.O. Box 6648
Columbia, SC 29260
(803) 782-4100

Attorney for Respondents



Nancy Jane Dennis
Paralegal



G. Trenholm Walker
Thomas P. Gressette, Jr.
Ian W. Freeman
John P. Linton, Jr.
Charles P. Summerall, IV

JOHN P. LINTON, JR.
Direct: 843.727.2252
Email: Linton@WGFLAW.com

January 8, 2018

U.S. MAIL FEDERAL EXPRESS EMAIL

Hon. Jenny Abbott Kitchings
Clerk of Court for S.C. Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

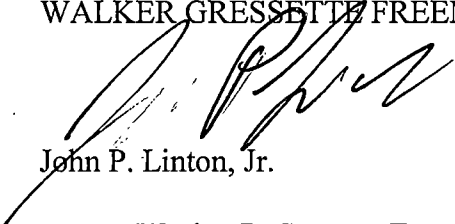
Re: Progressive Direct v. James Mark Harrison, etc.
Appellate Case No. 2017-001946
WGFL File 8057.001

Dear Ms. Kitchings:

Enclosed please find Consent Motion to Amend the Caption and the the \$25 filing fee. Thank you very much for your courtesies in this matter

Sincerely,

WALKER GRESSETTE FREEMAN & LINTON, LLC

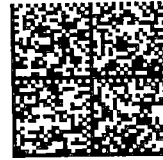



John P. Linton, Jr.

c: Wesley B. Sawyer, Esq.
Ryan Harris Sigal, Esq.

**WALKER
GRESSETTE
FREEMAN
LINTON** LLC

66 Hasell Street, Charleston, SC 29401
PO Box 22167, Charleston, SC 29413



UNITED STATES POSTAGE

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SC Court of Appeals

Hon. Jenny Abbott Kitchings
Clerk of Court for S.C. Court of Appeals
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