

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

March 12, 2018

James W. Sheedy, Esquire
11520 N. Community House Road
Suite 200
Charlotte NC 28277

Susan Elizabeth Driscoll, Esquire
11520 N. Community House Road
Suite 200
Charlotte NC 28277

T. Hunt Reid, Esquire
Howard, Howard, Francis & Reid, LLP
PO Box 10383
Greenville SC 29603

Carl F. Muller, Esquire
607 Pendleton St., Ste. 201
Suite 201
Greenville SC 29601

W. Howard Boyd, Jr., Esquire
PO Box 10589
Greenville SC 29603

Zachary Lee Weaver, Esquire
55 Beattie Place
Suite 1200
Greenville SC 29601

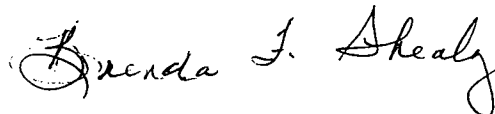
Jan T. Chilton, Esquire
One Embarcadero Center Ste 2600
San Francisco CA 94111

Re: Overland, Inc. v. Lara Nance
Appellate Case No. 2016-002151

Dear Counsel:

Enclosed is a letter from Justice Kittredge. If any party has a question or objection relating to Justice Kittredge's participating in this case, I would ask counsel to advise this office in accordance with Justice Kittredge's letter.

Very truly yours,

A handwritten signature in cursive script that reads "Brenda J. Shealy". The signature is written in black ink and is positioned above the typed name.

Chief Deputy Clerk



The Supreme Court of South Carolina

GREENVILLE COUNTY COURTHOUSE
305 EAST NORTH STREET, SUITE 216
GREENVILLE, SC 29601-2100
TELEPHONE: (864) 467-8593
FAX: (864) 467-8596
EMAIL: jkittredge@sccourts.org

JOHN W. KITTREDGE
JUSTICE

SUPREME COURT BUILDING
1231 GERVAIS STREET
COLUMBIA, SC 29201
TELEPHONE: (803) 734-1578
FAX: (803) 734-1188
E-MAIL: jkittredge@sccourts.org

March 12, 2018

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S.C. SUPREME COURT

Daniel E. Shearouse, Clerk of Court
Supreme Court of South Carolina
Post Office Box 11330
Columbia, SC 29211

Re: Overland, Inc. v. Lara Nance
Appellate Case No. 2016-002151
Case to be heard May 2018 term of Court

Dear Dan:

I respectfully request that you mail a copy of this letter to counsel of record in the above case. I own stock in Branch Banking and Trust Co. (BB&T), which is not a party before this Court but appears from the caption to have been named as a defendant in the underlying action. In an abundance of caution, I want the parties and all counsel of record to be aware of my ownership of BB&T stock. I have not studied this case, and because BB&T is neither an Appellant nor a Respondent on appeal, I am uncertain if a disposition of the issues on appeal could impact BB&T. Nevertheless, I am disclosing the fact that I own stock in BB&T. While my stock ownership would in no manner affect my impartiality in the above case, I will recuse myself absent written consent, signed by counsel of record and submitted to you on or before March 29, 2018, indicating all parties agree to waive the disqualification.

I request that you instruct counsel of record to direct any submissions, questions, or statements of position relating to my participation in this case to you. This letter should suffice to accomplish that. I wish only to be informed by you of whether a timely and proper written consent is received. Absent such written consent signed by counsel on behalf of all parties, my recusal will stand. I am copying Chief Justice Beatty so he will be prepared to assign an acting justice in the event that I am disqualified in this matter.

Sincerely,

John W. Kittredge

cc: Chief Justice Donald W. Beatty