

CARTER, SMITH, MERRIAM, ROGERS & TRAXLER, P.A.
ATTORNEYS AT LAW

REX L. CARTER
JEFFREY A. MERRIAM
THOMAS W. TRAXLER
S. BROOK FOWLER
KATHERINE H. TIFFANY
TRAVIS V. OLMERT

900 EAST NORTH STREET (29601)
POST OFFICE BOX 10828
GREENVILLE, SOUTH CAROLINA 29603
864-242-3566
FAX 864-232-1558
WEBSITE: www.carterlawpa.com

COUNSEL
JEFFERSON V. SMITH, JR.
DAVID M. ROGERS
(1955-2010)

December 20, 2012

VIA – FACSIMILE (803) 734-1839 AND REGULAR MAIL

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, South Carolina 29211

RE: *Greer State Bank v. McKeown Property on Lake Robinson, LLC, Bruce A. McKeown, Robert M. McKeown, Cathy J. Lockhart, Rita W. McKeown, and Connie S. Santoro f/k/a Connie S. McKeown*
Case Number: 2010-CP-23-4223
Tracking Number: 2011-197229

Dear Madam Clerk:

The above referenced appeal is scheduled for oral arguments during the January, 2013 term of court. Arguments were originally scheduled for October 31, 2012. At the parties' request, and with the consent of the Court, a continuance of approximately 60 days was obtained to finalize and consummate a settlement that had been reached in principle.

We are pleased to report that the parties have now finalized a full and complete settlement and executed a settlement agreement resolving all issues raised in the pleadings and the appeal.

Therefore pursuant to the parties' settlement, I have enclosed an original and three (3) copies of the Agreement to Dismiss Appeal executed on behalf of all parties to the appeal. We respectfully request that the appeal be dismissed.

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SC Court of Appeals

Re: Greer State Bank v. McKeown, et al.
Tracking No.: 2011-197229
December 20, 2012
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Also enclosed is a self-addressed, stamped envelope for your convenience in returning filed copies to our office.

Thank you for your attention to this matter.

Sincerely,

CARTER, SMITH MERRIAM, ROGERS
& TRAXLER, P.A.

A handwritten signature in black ink, appearing to read 'S. Brook Fowler', written in a cursive style.

S. Brook Fowler

SBF/smt

cc: Charles Groves, Esquire

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge

Case No. 2010-CP-23-04223

Greer State Bank,.....Appellant,

v.

McKeown Property On Lake Robinson, LLC,
Bruce A. McKeown, Robert M. McKeown,
Cathy J. Lockhart, Rita W. McKeown and
Connie S. Santoro f/k/a Connie S. McKeown,.....Respondents.

AGREEMENT TO DISMISS APPEAL

Appellant and Respondents entered into a Settlement Agreement and Release ("Agreement") on December 14, 2012, whereby and wherein all issues raised in the pleadings and this Appeal were resolved. As part of the Agreement, Appellant and Respondents agreed to dismiss this appeal.

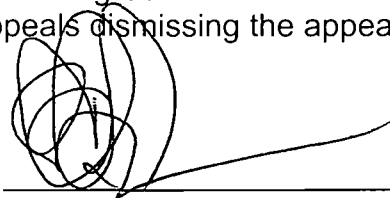
Therefore, based upon the Agreement, and pursuant to Rule 260(b) of the *South Carolina Appellate Court Rules*, Appellant and Respondents, by and through their respective undersigned attorneys, hereby file this Agreement to Dismiss Appeal and respectfully request an Order of the Court of Appeals dismissing the appeal.

December 14, 2012



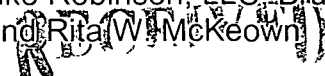
S. Brook Fowler (Bar No. 66215)
CARTER, SMITH, MERRIAM, ROGERS
& TRAXLER, P.A.

Attorney for Appellants



Charles M. Groves (Bar No. 2336)
CHAPMAN, HARTER & GROVES, P.A.

Attorney for Respondents McKeown
Property on Lake Robinson, LLC, Bruce
A. McKeown and Rita W. McKeown



DEC 27 2012

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge

Case No. 2010-CP-23-04223

Greer State Bank,.....Appellant,

v.

McKeown Property On Lake Robinson, LLC,
Bruce A. McKeown, Robert M. McKeown,
Cathy J. Lockhart, Rita W. McKeown and
Connie S. Santoro f/k/a Connie McKeown,.....Defendants,

OF WHOM McKeown Property on Lake Robinson,
LLC, Bruce A. McKeown and Rita W. McKeown are.....Respondents.

PROOF OF SERVICE

I certify that I have served **Agreement to Dismiss Appeal on McKeown Property On Lake Robinson, LLC, Bruce A. McKeown, and Rita W. McKeown**, by mailing a copy of the same, postage prepaid, to their attorney of record, **Charles M. Groves**, at his office at 217 East Park Avenue, Greenville, South Carolina 29601, on December 20, 2012.


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DEC 27 2012

SC Court of Appeals

The **Agreement to Dismiss Appeal** has also been mailed to **The Honorable Jenny Abbott Kitchings, Clerk, South Carolina Court of Appeals, PO Box 11629, Columbia, South Carolina 29211** for filing in her office on December 20, 2012

December 20, 2012



Thomas W. Traxler (S.C. Bar #5624)
S. Brook Fowler (Bar No. 66215)
CARTER, SMITH, MERRIAM, ROGERS
& TRAXLER, P.A.
P.O. Box 10828, Greenville, SC 29603
Phone: (864) 242-3566
Fax: (864) 232-1558

Attorneys for Appellant