

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

May 8, 2018

The Honorable Renee Elvis
Clerk of Court, Horry County
PO Box 677
Conway SC 29528-0677

PARTIAL REMITTITUR

Re: Ex Parte: Hartford Fire Insurance Company
Lower Court Case No. 2014CP2606573, 2014CP2607634
Appellate Case No. 2017-002146

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court dismissing the appeals of appellants American Empire Surplus Lines Insurance Company and Clarendon National Insurance Company is enclosed.

Please be advised this remittitur only applies to the two (2) insurers referenced in this Court's attached order. The appeals of all other parties in this matter are still pending in this Court.

Very truly yours,

A handwritten signature in black ink, consisting of a large, stylized initial 'D' followed by a series of loops and a long horizontal stroke extending to the right.

CLERK

cc:

Mark Steven Barrow, Esquire
Christy Elizabeth Mahon, Esquire
Robert L. Wylie, IV, Esquire
James E. Lady, Esquire
Andrew Preston Brittain, Esquire
Robert T. Lyles, Jr., Esquire
Joseph Kendrick Cunningham, Esquire
Dominic Allen Starr, Esquire
Patrick J. McDonald, Esquire
Robert Curt Calamari, Esquire
Peter H. Dworjanyn, Esquire
Kelsey Jan Brudvig, Esquire
Clayton B. McCullough, Esquire
Ross A. Appel, Esquire
Shaun W. Cranford, Esquire
John T. Chakeris, Esquire
Phillip Ward Segui, Jr., Esquire
Amanda Morgan Blundy, Esquire
Neil S. Haldrup, Esquire
Thomas B Boger, Esquire
John Lucius McCants, Esquire
Lawrence Mims Hunter, Jr., Esquire
Jeffrey A Ross, Esquire
Philip Paul Cristaldi, III, Esquire
David B. Miller, Esquire
Holly Michelle Lusk, Esquire
James Christopher Clark, Esquire
N. Keith Emge, Jr., Esquire
Steven M. Klepper, Esquire
J. David Banner, Esquire
Jonathan J. Anderson, Esquire

Curtis Brent Martin, Esquire
Carrie A. Fox, Esquire
James H. Elliott, Jr., Esquire
Francis Heyward Grimball, Esquire
Samia Hanafi Albenberg, Esquire
James Austin Thomas, Esquire
G. Michael Smith, Sr., Esquire
Edwin Jack Anglin, Esquire
Kevin Michael O'Brien, Esquire
Thomas C. Hildebrand, Jr., Esquire
Frederick Elliotte Quinn, IV, Esquire
Barbara J. Wagner, Esquire
Shanna Milcetich Stephens, Esquire
Wade Coleman Lawrimore, Esquire
Theodore Luke Manos, Esquire
Michael Edward Wright, Esquire
Joseph Kenneth Carter, Jr., Esquire
Brian Eric Wolfe, Esquire
Clay Anders Campbell, Esquire
Preston Bruce Dawkins, Jr., Esquire
Edward Glenn Elliott, Esquire
Theodore Parker, III, Esquire
Jacqueline Dixon Phillips, Esquire
Carlton Daniel Bowers, Esquire
Harvey Mark Hamlet, Esquire
Jessica Soles Humphries, Esquire
George Troy Thames, Esquire
Michael David Freeman, Sr., Esquire
O. Carlisle Edwards, Jr., Esquire
Kenneth Michael Barfield, Esquire
Diane Summers Clarke, II, Esquire
Christina Agnes Bisset, Esquire
Emily Gifford Lucey, Esquire
David Shuler Black, Esquire
William Edward Lawson, Esquire
Tracie H. Brisson, Esquire
John Elliott Rogers, II, Esquire
Ginger D. Goforth, Esquire
James Lynn Werner, Esquire
Katon Edwards Dawson, Jr., Esquire

Allen Leland DuPre, Esquire
Robert Trippett Boineau, III, Esquire
Heath McAlvin Stewart, III, Esquire
Edward R. Cole, Esquire
David Richard Sligh, Esquire
Sarah E. Wetmore, Esquire
Nicholas Clarence Chapman Stewart, Esquire
Madison Brooke Suttie, Esquire
Paul Eliot Sperry, Esquire
John M. Leiter, Esquire
Michael Lawrence Leech, Esquire
Myra V. Whitener, Esquire
Brian Patrick Crotty, Esquire
Robert Mills Kennedy, Jr., Esquire
Robert Buchanan Hawk, Esquire
Jenny Costa Honeycutt, Esquire
Jean Marie Jennings, Esquire
John Blanton O'Neal, IV, Esquire
William Marshall O'Neil, Esquire
Everett Augustus Kendall, II, Esquire
Mary Abigail Young, Esquire
Laura Figueroa Locklair, Esquire
David Michael Smith, Esquire
Jessica Ann Soles, Esquire
Emily Ruth Gifford, Esquire

The Supreme Court of South Carolina

Ex Parte:

Hartford Fire Insurance Company, Hartford Casualty Insurance Company, Hartford Underwriters Insurance Company, Clarendon National Insurance Company as successor in interest to Clarendon America Insurance Company, National Fire & Marine Insurance Company, Bitco General Insurance Corporation, Selective Insurance Company of South Carolina, Nationwide Mutual Insurance Company f/k/a Harleysville Insurance Company, Canopus US Insurance, Inc., and American Empire Surplus Lines Insurance Company, Appellants,

In Re:

The Harbour Cove Condominium Association, Plaintiff,

v.

Centex Homes, a Nevada General Partnership, Centex Construction Company, Inc., Centex Construction, LLC, Centex-Rooney Construction Co., Inc., Centex-Rodgers, Inc., Right Way Group Inc., RWG, Inc., RWGR, Inc., South Carolina State Plastering, LLC, Georgia State Plastering, LLC, Florida State Plastering, LLC Coastal Drywall, Inc., d/b/a Coastal Plaster Systems, Lundy Dowell d/b/a Coastal Plaster Systems, Martin Masonry, Inc., Roof Doctor of the Carolinas, Inc., Richard Blackwell d/b/a Synthetic Designs, Ferst Plastering, Inc., a/k/a Ferst Exteriors, Inc., Coastal Tinting, Inc., BR Brick & Masonry, Inc., Model Home Interiors, Inc., Gary Hunnell d/b/a Grand Strand Roofing, Steven Bosch d/b/a The Roofer Man, Frank Harris d/b/a Frank Harris Construction, Carl Williamson d/b/a Williamson Construction & Waterproofing, Stock Building Supply, LLC, f/k/a Stock Building Supply, Inc., and Morningstar

Consultants, Inc., Defendants,

And

Beach Villas at Ocean Keys Property Owners
Association, Inc., Plaintiff,

v.

Ocean Keys Development, LLC, Keye Construction
Co., Inc., Russell P. Baltzer, First Exteriors, LLC,
CareFree Exteriors Inc., Coastal Stucco, Inc., Richard H.
Construction, LLC a/k/a Ricardo Hernandez d/b/a
Richard Framing Con., Inc., Builders FirstSource-
Southeast Group, LLC, Steel Homes International, Inc.,
Renaissance Steel Installation, LLC n/k/a Renaissance
Steel, LLC, Benchmark Steel Service, LLC and Dietrich
Building Systems n/k/a Clark Western Dietrich Building
Systems, LLC, Defendants,

And

Ocean Keys Development, LLC and Keye Construction
Co., Inc., Third-Party Plaintiffs,

v.

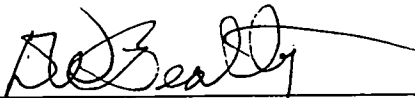
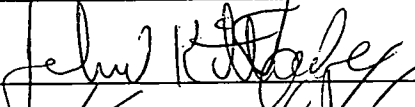
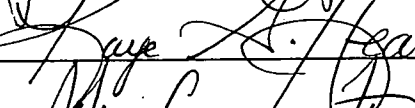

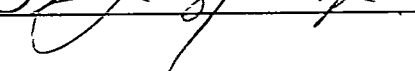
Renaissance Steel Installation, LLC f/k/a Renaissance
Steel, LLC n/k/a Innovative Steel Technologies,
Benchmark Steel Erectors, and Total Construction, LLC,
Third-Party Defendants,

Of whom The Harbour Cove Condominium Association,
Beach Villas at Ocean Keys Property Owners
Association, Inc., Ocean Keys Development, LLC,
Keye Construction Co., Inc., and Russell P. Baltzer are
the Respondents.

Appellate Case No. 2017-002146

ORDER

The Harbour Cove Condominium Association has reached agreements with appellants American Empire Surplus Lines Insurance Company and Clarendon National Insurance Company as Successor in Interest to Clarendon America Empire Insurance Company that resolve the dispute and issues between them in *Harbour Cove Condominium Ass'n v. Centex*. The agreements provide for the dismissal of the appeals of American Empire and Clarendon National. In accordance with the agreements, Harbour Cove and the insurers move for the appeals of the two insurers to be dismissed. The motions are granted. Rule 260(b), SCACR.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina

April 20, 2018

cc:
Mark Steven Barrow, Esquire
Christy Elizabeth Mahon, Esquire
Robert L. Wylie, IV, Esquire
James E. Lady, Esquire
Andrew Preston Brittain, Esquire

Robert T. Lyles, Jr., Esquire
Joseph Kendrick Cunningham, Esquire
Dominic Allen Starr, Esquire
Patrick J. McDonald, Esquire
Robert Curt Calamari, Esquire
Peter H. Dworjanyn, Esquire
Kelsey Jan Brudvig, Esquire
Clayton B. McCullough, Esquire
Ross A. Appel, Esquire
Shaun W. Cranford, Esquire
John T. Chakeris, Esquire
Phillip Ward Segui, Jr., Esquire
Amanda Morgan Blundy, Esquire
Neil S. Haldrup, Esquire
Thomas B Boger, Esquire
John Lucius McCants, Esquire
Lawrence Mims Hunter, Jr., Esquire
Jeffrey A Ross, Esquire
Philip Paul Cristaldi, III, Esquire
David B. Miller, Esquire
Holly Michelle Lusk, Esquire
James Christopher Clark, Esquire
N. Keith Emge, Jr., Esquire
Steven M. Klepper, Esquire
J. David Banner, Esquire
Jonathan J. Anderson, Esquire
Curtis Brent Martin, Esquire
Carrie A. Fox, Esquire
James H. Elliott, Jr., Esquire
Francis Heyward Grimball, Esquire
Samia Hanafi Albenberg, Esquire
James Austin Thomas, Esquire
G. Michael Smith, Sr., Esquire
Edwin Jack Anglin, Esquire
Kevin Michael O'Brien, Esquire
Thomas C. Hildebrand, Jr., Esquire
Frederick Elliotte Quinn, IV, Esquire
Barbara J. Wagner, Esquire
Shanna Milcetic Stephens, Esquire
Wade Coleman Lawrimore, Esquire

Theodore Luke Manos, Esquire
Michael Edward Wright, Esquire
Joseph Kenneth Carter, Jr., Esquire
Brian Eric Wolfe, Esquire
Clay Anders Campbell, Esquire
Preston Bruce Dawkins, Jr., Esquire
Edward Glenn Elliott, Esquire
Theodore Parker, III, Esquire
Jacqueline Dixon Phillips, Esquire
Carlton Daniel Bowers, Esquire
Harvey Mark Hamlet, Esquire
Jessica Soles Humphries, Esquire
George Troy Thames, Esquire
Michael David Freeman, Sr., Esquire
O. Carlisle Edwards, Jr., Esquire
Kenneth Michael Barfield, Esquire
Diane Summers Clarke, II, Esquire
Christina Agnes Bisset, Esquire
Emily Gifford Lucey, Esquire
David Shuler Black, Esquire
William Edward Lawson, Esquire
Tracie H. Brisson, Esquire
John Elliott Rogers, II, Esquire
Ginger D. Goforth, Esquire
James Lynn Werner, Esquire
Katon Edwards Dawson, Jr., Esquire
Allen Leland DuPre, Esquire
Robert Trippett Boineau, III, Esquire
Heath McAlvin Stewart, III, Esquire
Edward R. Cole, Esquire
David Richard Sligh, Esquire
Sarah E. Wetmore, Esquire
Nicholas Clarence Chapman Stewart, Esquire
Madison Brooke Suttie, Esquire
Paul Eliot Sperry, Esquire
John M. Leiter, Esquire
Michael Lawrence Leech, Esquire
Myra V. Whitener, Esquire
Brian Patrick Crotty, Esquire
Robert Mills Kennedy, Jr., Esquire

Robert Buchanan Hawk, Esquire
Jenny Costa Honeycutt, Esquire
Jean Marie Jennings, Esquire
John Blanton O'Neal, IV, Esquire
William Marshall O'Neil, Esquire
Everett Augustus Kendall, II, Esquire
Mary Abigail Young, Esquire
Laura Figueroa Locklair, Esquire
David Michael Smith, Esquire
Jessica Ann Soles, Esquire
Emily Ruth Gifford, Esquire