

**From:** [Pope Johnson](#)  
**To:** [Kitchings, Jenny](#); [Virginia Gaye Burks](#)  
**Cc:** [W. Steve Johnson](#); [bsowell@sowellgray.com](mailto:bsowell@sowellgray.com); [bdurant@sowellgray.com](mailto:bdurant@sowellgray.com); [sowellfiling@sowellgray.com](mailto:sowellfiling@sowellgray.com); [durantfiling@sowellgray.com](mailto:durantfiling@sowellgray.com); [Sherry Wise](mailto:sherrywise@popejohnsonlaw.com); [awhite@toddandjohnson.com](mailto:awhite@toddandjohnson.com); [arthur.white@bluegrasstaxattorney.com](mailto:arthur.white@bluegrasstaxattorney.com)  
**Subject:** RE: DuBose vs. Cone & BB&T - Appellate Case No. 2015-002485  
**Date:** Friday, May 11, 2018 1:30:58 PM

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Please be advised that the parties to the above referenced appeal have reached a settlement and a hearing next week will not be necessary. Please confirm that the hearing is cancelled.

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**From:** Kitchings, Jenny <[jkitchings@sccourts.org](mailto:jkitchings@sccourts.org)>  
**Sent:** Monday, May 7, 2018 3:46 PM  
**To:** Virginia Gaye Burks <[gburks@toddandjohnson.com](mailto:gburks@toddandjohnson.com)>  
**Cc:** W. Steve Johnson <[WSJ@toddandjohnson.com](mailto:WSJ@toddandjohnson.com)>; Pope Johnson <[pope@popejohnsonlaw.com](mailto:pope@popejohnsonlaw.com)>; [bsowell@sowellgray.com](mailto:bsowell@sowellgray.com); [bdurant@sowellgray.com](mailto:bdurant@sowellgray.com); [sowellfiling@sowellgray.com](mailto:sowellfiling@sowellgray.com); [durantfiling@sowellgray.com](mailto:durantfiling@sowellgray.com); Sherry Wise <[sherry@popejohnsonlaw.com](mailto:sherry@popejohnsonlaw.com)>; [awhite@toddandjohnson.com](mailto:awhite@toddandjohnson.com); [arthur.white@bluegrasstaxattorney.com](mailto:arthur.white@bluegrasstaxattorney.com)  
**Subject:** RE: DuBose vs. Cone & BB&T - Appellate Case No. 2015-002485

Dear Counsel:

Good afternoon. Please see the attached order of the court regarding your request to postpone tomorrow's oral argument.

Thank you.

**Jenny Abbott Kitchings**  
*Clerk of Court*  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201  
Ph: (803) 734-1891

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**From:** Virginia Gaye Burks [<mailto:gburks@toddandjohnson.com>]  
**Sent:** Monday, May 7, 2018 3:22 PM  
**To:** Kitchings, Jenny <[jkitchings@sccourts.org](mailto:jkitchings@sccourts.org)>  
**Cc:** W. Steve Johnson <[WSJ@toddandjohnson.com](mailto:WSJ@toddandjohnson.com)>; Pope Johnson <[pope@popejohnsonlaw.com](mailto:pope@popejohnsonlaw.com)>; [bsowell@sowellgray.com](mailto:bsowell@sowellgray.com); [bdurant@sowellgray.com](mailto:bdurant@sowellgray.com)  
**Subject:** DuBose vs. Cone & BB&T - Appellate Case No. 2015-002485

Dear Ms. Kitchings,

Please let this message confirm that the attorneys for the parties request that the appellate hearing scheduled for 10:00am tomorrow morning be postponed. The parties have engaged in settlement discussions and we believe that we have a

proposed settlement agreement that is accept to Mr. Cone and will likely be acceptable to Ms. DuBose. We have tried to reach Ms. DuBose to confirm with her but have been unsuccessful. We are concerned that we will not be able to reach her by tomorrow to request that the hearing be cancelled. Please let us know if you need any additional information in order to continue the hearing.

Respectfully yours,

W. Steven Johnson

By: **Gaye Burks**  
Paralegal to W. Steven Johnson  
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