

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case, No. 2016-2339
Case No. 2014-CP-08-2424

RECEIVED
JUL 19 2018
SC Court of Appeals

Patricia Damico and Lenna Lucas; Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins,
Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually,
Defendants,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, and Civil Site Environmental are Respondents.

And

Lennar Carolinas, LLC, Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometrics Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders FirstSource-Southeast Group, LLC, and Low Country Renovations and Siding LLP, Third-Party Defendants,

Of which Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders FirstSource-Southeast Group, LLC, are also Respondents.

and

Decor Corporation, Fourth Party Plaintiff,

v.

Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidru Mejia, Juan Perez, Ernesto M. Perez, N&B Construction, LLC, Jose Dias Rodrigues, Livia Sousa, Jose Betio Pereira, Jose Paz Castro Hernandez, Divinio Aperecido Corgosinho, Ricardo Chiche, CEBS Construction, Bayshore Siding and Flooring, Sebastio Luiz de Araujo, and John Does 1-4, Fourth-Party Defendants.

NOTICE OF TRANSFER WITHIN FIRM

Counsel for Appellant Lennar Carolinas, LLC ("Lennar") hereby gives notice that F. Elliotte Quinn IV has left the firm of Parker Poe Adams & Bernstein LLP and respectfully requests that he be removed as attorney of record. The representation of Lennar will remain with James Lynn Werner, Jenna K. McGee, and Katon E. Dawson, Jr. of Parker Poe Adams & Bernstein LLP, and all future filings and correspondence herein should be directed to the undersigned.

Katon E. Dawson, Jr. /by OVB

James Lynn Werner

Jenna K. McGee

Katon E. Dawson Jr.

Parker Poe Adams & Bernstein LLP

PO Box 1509

Columbia, SC 29202

(803) 255-8000

Attorneys for Appellant Lennar Carolinas, LLC

July 16, 2018

Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case, No. 2016-2339
Case No. 2014-CP-08-2424

RECEIVED

JUL 19 2018

SC Court of Appeals

Patricia Damico and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins,
Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually,
Defendants,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc., TJB Trucking/Leasing, LLC, and Civil Site Environmental are Respondents.

And

Lennar Carolinas, LLC, Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometrics Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Costal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Décor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors,

LLC, Builders Firstsource-Southeast Group, LLC, and Low Country Renovations and Siding LLP, Third-Party Defendants,

Of which Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, are also Respondents.

and

Decor Corporation, Fourth Party Plaintiff,

v.

Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidru Mejia, Juan Perez, Ernesto M. Perez, N&B Construction, LLC, Jose Dias Rodrigues, Livia Sousa, Jose Betio Pereira, Jose Paz Castro Hernandez, Divinio Aperecido Corgosinho, Ricardo Chiche, CEBS Construction, Bayshore Siding and Flooring, Sebastio Luiz de Araujo, and John Does 1-4, Fourth-Party Defendants.

PROOF OF SERVICE

The undersigned hereby certifies that on July 16, 2018, a copy of the foregoing **NOTICE OF TRANSFER WITHIN FIRM** was served on all counsel of record by placing a copy in the United States Mail, first class postage prepaid, addressed as follows:

Michael J. Jordan
Catherine K. Dunn.
The Steinberg Law Firm, LLP
P.O. Box 1028
Goose Creek, SC 29445
*Attorneys for Respondents Patricia Damico;
Joshua and Brettany Buetow; Bryan and
Cynthia Camara; Matthew Collins; Jonathan
and Theresa Douglass; Czara and Chad
England; Lenna Lucas; Danny and Ellen
Davis Morrow*

John Calvin Hayes, IV
Hayes Law Firm, LLC
180 Meeting Street, Suite 330
Charleston, SC 29401
*Attorneys for Respondents Patricia Damico;
Joshua and Brettany Buetow; Bryan and
Cynthia Camara; Matthew Collins; Jonathan
and Theresa Douglass; Czara and Chad
England; Lenna Lucas; Danny and Ellen
Davis Morrow*

Laura H. Budd
The Budd Law Group, PLLC
10550 Independence Point Pkwy, Suite 301
Matthews, NC 28105
*Attorneys for Respondent TJB Omega
Construction Group, Inc.*

Stephen L. Brown
Catherine H. Chase
Young Clement Rivers, LLP
P.O. Box 993
Charleston, SC 29402
*Attorneys for Respondent Alpha Omega
Construction Group, Inc.*

Brent M. Boyd
Rogers E. Harrell, III
Murphy & Grantland, P.A.
PO Box 6648 4406-B Forest Dr.
Columbia, SC 29260
*Attorney for Respondents Coastal Concrete
Southeast, LLC, Coastal Concrete Southeast II,
LLC, Knight's Concrete Products, Inc. and
Knight's Redi-Mix, Inc.*

Kathy A. Carlsten
N. Keith Emge (Chip)
Carlock Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401
*Attorneys for Respondent Civil Site
Environmental, Inc.*

S. Markey Stubbs
Baker Ravenel Bender
P.O. Box 8057
Columbia, SC 29202
Attorney for Respondent DVS, Inc.

Christine Companion Varnado
The Seibels Law Firm
38 Broad Street, Suite 200
Charleston, SC 29401
*Attorneys for Respondent Guaranteed
Framing, LLC*

Stephen P. Hughes
Howell, Gibson and Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901
*Attorney for Respondent Builders FirstSource-
Southeast Group, LLC*

Preston B. Dawkins, Jr.
Aiken Bridges, P.A.
P.O. Drawer 1931
Florence, SC 29503
*Attorneys for Respondent Alpha Omega
Construction Group, Inc.*

David S. Cobb
Turner Padgett
P.O. Box 22129
Charleston, SC 29413
*Attorney for Respondent Construction
Applicators Charleston, LLC*

Carmen V. Ganjehsani
Richardson Plowden
P.O. Drawer 7788
Columbia, SC 29202
*Attorney for Respondents Décor Corporation
and Manale Landscaping, LLC*

Derek M. Newberry
Hall Booth Smith, P.C.
40 Calhoun Street, Suite 550
Charleston, SC 29401
*Attorneys for Respondent Guaranteed
Framing, LLC*

Alan R. Belcher, Jr.
40 Calhoun Street, Suite 550
Charleston, SC 29401
*Attorneys for Respondent Guaranteed
Framing, LLC*

Steven L. Smith
Zachary J. Closser
Samuel M. Wheeler
Smith Closser, P.A.
P.O. Box 405878
Charleston, SC 29423-0578
*Attorneys for Respondents Knight's Concrete
Products, Inc. and Knight's Redi-Mix, Inc.*

John E. Rogers, II
The Ward Law Firm, P.A.
PO Box 5663
Spartanburg, SC 29304
*Attorney for Respondent Land/Site Services,
Inc.*

Jenny C. Honeycutt
Best Honeycutt, PA
PO Box 13466
James Island, SC 29422
*Attorney for Respondent South Carolina
Exteriors, LLC*

R. Trippett Boineau, III
Heath McAlvin Stewart, III
McAngus, Goudelock & Courie, LLC
P.O. Box 12519
Columbia, SC 29211
*Attorneys for Respondent Spring Grove
Plantation Development, Inc.*

David Shuler Black
Howell Gibson & Hughes, P.A.
P.O. Box 40
Beaufort, SC 29901-0040
*Attorney for Respondent TJB
Trucking/Leasing, LLC*

Edward and Sylvia Dengg
238 Maywood Drive
Moncks Corner, SC 29461
Pro Se Respondents

Erin D. Dean
Tupper Grimsley & Dean, P.A.
PO Box 2055
Beaufort, SC 29901-2055
*Attorney for Respondents LA New Enterprises,
LLC and Raul Martinez Masonry, LLC*

Thomas F. Dougall
William A. Collins, Jr.
Michal Kalwajtys
Dougall & Collins
1700 Woodcreek Farms Road, Suite 100
Elgin, South Carolina 29045
*Attorney for Respondent Ozzy Construction,
LLC*

Bachman S. Smith, IV
Haynsworth Sinkler Boyd, P.A.
134 Meeting Street, Third Floor
Charleston, SC 29401
Attorney for Respondent Southern Green, Inc.

R. Patrick Flynn
Michael Allen
Pope Flynn, LLC
PO Box 70
Charleston, SC 29402
*Attorneys for Respondent Super Concrete of
SC, Inc.*

Ronald G. Tate, Jr.
R. Batten Farrar
Gallivan, White & Boyd, P.A.
55 Beattie Place, Suite 1200 (29601)
P.O. Box 10589
Greenville, SC 29603
*Attorneys for Respondent Volkmar Consulting
Services, LLC*

Anthony and Stacey Ray
107 Loch Circle
Hampton, VA 23669
Pro Se Respondents

Trey M. Nicolette
David C. Cleveland
Clawson and Staubes
126 Seven Farms Drive, Suite 200
Charleston, SC 29492-8144
Attorneys for Respondent Myers Landscaping

Shanna Milcetic Stephens
W. Coleman Lawrimore
Anderson Reynolds & Stephens, LLC
P.O. Box 87
Charleston, SC 29402
Attorney for Respondent A.C. & A. Concrete, Inc.

Michael E. Wright
Robertson Hollingsworth Manos & Rahn, LLC
550 King Street, Suite 300
Charleston, SC 29403
Attorneys for Respondent Super Concrete of SC, Inc.

Sarah Fragale
Turner Padgett
PO Box 22129
Charleston, SC 29413
Attorney for Espino Roofing

Katon E. Dawson, Jr. /byou/B

James Lynn Werner
Jenna K. McGee
Katon E. Dawson Jr.
Parker Poe Adams & Bernstein LLP
PO Box 1509
Columbia, SC 29202
(803) 255-8000

Attorneys for Appellant Lennar Carolinas, LLC



87300

Katon E. Dawson, Jr.
Associate
Telephone: 803.253.6854
Direct Fax: 803.255.8017
katondawson@parkerpoe.com

Atlanta, GA
Charleston, SC
Charlotte, NC
Columbia, SC
Greenville, SC
Raleigh, NC
Spartanburg, SC

July 23, 2018

RECEIVED

JUL 23 2018

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: ***Patricia Damico, et al. v. Lennar Carolinas, LLC, et al.***
Case No. 2014-CP-08-2424; Appellate Case No. 2016-2339

Dear Ms. Kitchings:

Enclosed please find for your reference a copy of the previously filed Notice of Transfer Within Firm and our firm check in the amount of \$25.00 for the filing fee, in the above-referenced matter.

Please do not hesitate to contact us if you need any additional information. Thank you for your time and attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katon E. Dawson, Jr.'.

Katon E. Dawson, Jr.

KED/mem
Enclosures

PPAB 4354266v1