

The Supreme Court of South Carolina

In re: Mt. Hawley Insurance Company, Petitioner.

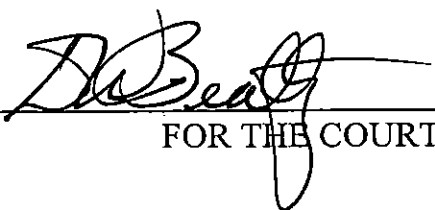
Appellate Case No. 2018-001170

ORDER

Pursuant to Rule 244, SCACR, the Court will answer the following question certified to this Court by order of the United States Court of Appeals for the Fourth Circuit:

Does South Carolina law support application of the "at issue" exception to the attorney-client privilege such that a party may waive the privilege by denying liability in its answer?

The parties shall proceed to serve and file briefs as provided by Rule 244(e), SCACR. Rule 244 does not provide for the filing of initial briefs; therefore, only final briefs should be filed in this matter.


_____. C.J.
FOR THE COURT

Columbia, South Carolina

August 9, 2018

cc:

Charles Mitchell Brown, Esquire
Andrew K. Epting, Jr., Esquire
Michael A. Timbes, Esquire
Blake Terence Williams, Esquire
William C. Wood, Jr., Esquire
The Honorable Emily Borneisen