

**Reply To**

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COLUMBIA

August 13, 2018

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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SC Court of Appeals

**Re: First Citizens Bank v. KSD, Inc.  
~~Appellate Case No. 2016-001974~~**

**First Citizens Bank v. Dorn Properties, Inc.  
Appellate Case No. 2016-001972**

Dear Ms. Kitchings:

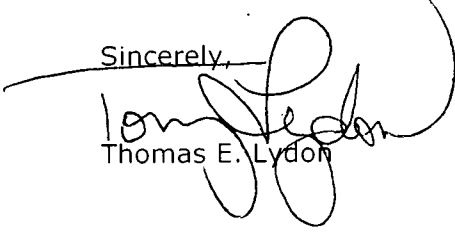
This firm represents the respondents in the appeals referenced above. I am writing this letter in accordance with Rule 208(b)(7), SCACR.

The case of *First Citizens v. Blue Ox, LLC, et al.*, 812 S.E.2d 418 (Ct. App. 2018), was decided by the South Carolina Court of Appeals in January of this year, after final briefs were filed in both of the above-referenced cases. It is my understanding that the South Carolina Supreme Court recently denied the petition for certiorari in this case.

I believe that the holding in *First Citizens v. Blue Ox, LLC* pertains to Argument I, subsection B of Respondents' briefs in both of the above-referenced appeals. If you have any questions or need any additional information, please let me know.

As required by Rule 208(b)(7), a copy of this letter is being sent to counsel for the Appellant.

Sincerely,

  
Thomas E. Lydon

Encl.

cc: Joey R. Floyd, Esquire  
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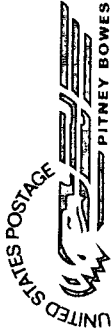
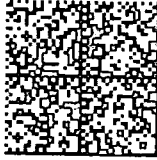
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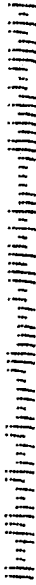
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South Carolina Court of Appeals  
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