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ATTORNEYS AT LAW

SEP 17 2018

S.C. SUPREME COURT

GREENVILLE CHARLESTON COLUMBIA CHARLOTTE RALEIGH ATLANTA

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September 17, 2018

**Via Hand Delivery**

The Honorable Daniel E. Shearhouse  
Supreme Court of South Carolina  
Post Office Box 11330  
1231 Gervais Street  
Columbia, SC 29211

Re: Hector Fragosa vs. Kade Construction, LLC  
Appellate Case No.: 2016-001941

Dear Mr. Shearhouse:

Pursuant to Rules 221(a) and 240, SCACR, please find enclosed for filing one (1) original and six (6) copies of **Respondents' Petition for Rehearing and Proof of Service** for the same, in the above referenced matter, along with Respondents twenty-five and 00/100 Dollars (\$25.00) filing fee.

By copy of this letter and enclosures to Jeffrey Chandler, Esquire and Stephen Samuels, Esquire, counsel of record for Petitioner, we are hereby serving a copy of Respondents' Brief as indicated by the attached proof of service.

**Please note that Respondents' Petition for Rehearing was originally due on September 13, 2018; however, pursuant to the attached September 10, 2018 Order of the Court, the Supreme Court's offices were closed due to a state of emergency caused by Hurricane Florence beginning September 11, 2018, and consistent with prior practice, the days that the appellate courts were closed are treated as a "holiday" when computing time under Rule 263(a), SCACR.**

If you have any questions or concerns, please do not hesitate to contact my office. Thank you for your attention this matter.

With kindest regards,

WILLSON JONES CARTER & BAXLEY, P.A.

A handwritten signature in black ink, appearing to read 'J. Coggiola', with a stylized flourish at the end.

John Gabriel Coggiola

JGC/jgc

Enclosures

cc: Mr. Jeffrey C. Chandler, Esquire  
cc: Mr. Stephen B. Samuels, Esquire  
cc: Ms. Melissa Hilliard (via email)

## *Court News ...*

### Effect of Hurricane Florence on the Computation of Time for Appellate Court Filings

Beginning on September 11, 2018, the Supreme Court of South Carolina and the South Carolina Court of Appeals are closed due to Hurricane Florence. See Order of the Chief Justice dated September 10, 2018. Consistent with prior practice, the days that these appellate courts are closed will be treated as a "holiday" when computing time under Rule 263(a) of the South Carolina Appellate Court Rules.

*Court News ...*

2018-09-10-02

**The Supreme Court of South Carolina**

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**ORDER**

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IT IS ORDERED that proceedings in the Supreme Court, Court of Appeals, Circuit Court, and Family Court are cancelled beginning Tuesday, September 11, 2018, in the counties where the Governor has closed state government offices pursuant to the state of emergency. This cancellation shall continue until the Governor directs a reopening of state government offices in the affected counties.

During this period of cancellation of court proceedings, all S.C. Judicial Department officers and employees assigned to the affected counties are excused from reporting to work.

All county and municipal employees working within the court system shall follow the closing decisions made by the respective county or municipal government officials regarding office delays or closings. Master-in-Equity courts shall follow the closing decisions made by the respective county officials; however, court may be cancelled if conditions are hazardous.

Regarding bond hearings and court closures due to inclement weather, a minimum of one bond hearing daily should be conducted, if conditions are safe to do so. Any local curfews should be adhered to. If the weather permits adherence to the regular bond hearing schedule and conditions are safe, the regular bond schedule should apply.

The provisions of this Order are effective immediately.

s/Donald W.

Beatty

Donald W. Beatty

Chief Justice of South Carolina

Columbia, South Carolina  
September 10, 2018



# The Supreme Court of South Carolina

Wilson Jones Carter & Baxley

09/17/2018

## RECEIPT #87848

**Case No:** 2016-001941  
**Case Short Title:** Hector Fragosa v. Kade Construction  
**Event:**  
**Fee Type:** Motion Fee  
**Amount:** \$25.00  
**Payment Type:** Check  
**Reference No:** 187005  
**Check/Money Order Date:** 09/11/2018  
**Comments:** Hector Fragosa v. Kade Construction, LLC