

SMOOT & PITTS, LLC

ATTORNEYS AT LAW

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WILLIAM M. SMOOT\*+  
BRIAN C. PITTS  
SARA E. SMOOT

\* Retired

+ Also Admitted in Virginia

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OCT 09 2018

SC Court of Appeals

October 5, 2018

The Honorable Jenny Abbott Kitchings  
Clerk of The South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

Attn: Shelby

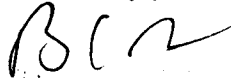
Re: Berkeley Hall Club, Inc., Appellant v. Robert A. Pointon, as Trustee of the Revocable Trust of Robert A. Pointon dated September 8, 1999, and Robert A. Pointon, Individually, and Mary E. Fitzgerald, Trustee of the Mary E. Fitzgerald 1997 Trust and Mary E. Fitzgerald Individually; Appellate Case No. 2018-001601

Dear Ms. Kitchings:

This letter will confirm my recent conversation with Shelby in your office during which I informed her that these cases had been settled, and that part of the settlement calls for the lower court to vacate the Order dated July 31, 2018 which is the subject of the appeal. I am currently awaiting return of the settlement documents, and based upon the pending settlement Shelby informed me that the time limits with respect to the appeal could be held in abeyance until they were received, and thereafter the parties could submit an Order of Dismissal.

Please let me know if you have any questions or require anything further at this time.

Sincerely yours,



Brian C. Pitts

cc: Roberts Vaux, Esq. (via email)

Berkeley Hall Club, Inc.

Dear Ms. Kitchings:

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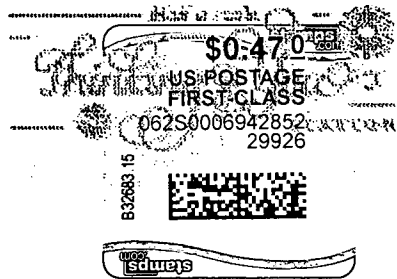
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