

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
The Honorable Roger M. Young, Sr., Circuit Court Judge

**RECEIVED**  
DEC 06 2018  
SC Court of Appeals

Appellate Case No. 2018-000906

Sea Island Food Group, LLC d/b/a Squeeze.....Respondent/Appellant,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises,  
Hilton Smith, East Bay Company, Ltd., Michael J. Quillen Family  
Limited Partnership..... Defendants,

Of which Yaschik Development Company, Inc., d/b/a Yaschik  
Enterprises is the.....Appellant/Respondent,

And of which Hilton Smith, East Bay Company, Ltd., and the Michael J.  
Quillen Family Limited Partnership are ..... Respondents.

Michael J. Quillen Family Limited Partnership..... Third-Party Plaintiff, Respondent,

v.

Top of the Bay, LLC..... Third-Party Defendant, Respondent/Appellant.

Top of the Bay, LLC d/b/a Club Light ..... Fourth-Party Plaintiff, Respondent/Appellant,

v.

Yaschik Development Company, Inc.,  
d/b/a Yaschik Enterprises .....Fourth-Party Defendant, Appellant/Respondent.

**AGREEMENT OF DISMISSAL**

Pursuant to South Carolina Appellate Court Rule 260(b), Respondent/Appellant Sea  
Island Food Group, LLC d/b/a Squeeze (“Squeeze”) agrees to dismiss its appeal related to

Respondent Michael J. Quillen Family Limited Partnership ("FLP"). The dismissal is with prejudice. Additionally, pursuant to South Carolina Appellate Court Rule 222, each party agrees that it shall bear its own costs and attorneys' fees incurred in this appeal.

It is further agreed between FLP and Squeeze that the dismissal of appeal between FLP and Squeeze shall have no effect on the appeals related to the other parties in this matter.

**WE AGREE:**

GALLIVAN, WHITE & BOYD, PA.

Dated: ~~November~~ <sup>December</sup> 4, 2018

*Jessica A. Waller by M. Allio w/permission*  
John T. Lay, Esquire  
Curtis L. Ott, Esquire  
Shelley S. Montague, Esquire  
Jessica A. Waller, Esquire  
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*Attorneys for Respondent Michael J. Quillen Family Limited Partnership*

THE LAW OFFICES OF L. W. COOPER JR., LLC

*M. Allio*

Dated: ~~November~~ <sup>December</sup> 4, 2018

Lindsey W. Cooper, Jr., Esquire  
Margarete L. Allio, Esquire  
36 Broad Street  
Charleston, SC 29401  
Phone: 843.375.6622

*Attorneys for Respondent/Appellant Sea Island Food Group, LLC d/b/a Squeeze*

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
The Honorable Roger M. Young, Sr., Circuit Court Judge

Case No. 2013-CP-10-7107

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Sea Island Food Group, LLC d/b/a Squeeze.....Respondent,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises, Hilton Smith, East Bay Company, LTD., and Michael J. Quillen Family Limited Partnership..... Defendants,

Of whom Yaschik Development Company, Inc., d/b/a Yaschik Enterprises is the... Appellant,

Of whom Hilton Smith and East Bay Company, LTD. are..... Respondents,

Of whom Michael J. Quillen Family Limited Partnership is a.....Respondent.

Michael J. Quillen Family Limited Partnership..... Third-Party Plaintiff,

v.

Top of the Bay, Inc. d/b/a Club Light..... Third-Party Defendant.

Top of the Bay, Inc. d/b/a Club Light.....Respondent,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises .....Appellant.

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**PROOF OF SERVICE**

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This is to certify that I have this day served counsel for all parties to this matter with a copy of the foregoing *Agreement of Dismissal* between Sea Island Food Group, LLC and Michael J. Quillen Family Limited Partnership by depositing the same in the U.S. Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Robert E. Sumner, IV, Esquire  
E. Brandon Gaskins, Esquire  
Charles R. Scarminach, Esquire  
Moore & Van Allen PLLC  
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Phone: 843.85.4925


-and-

W. Tracy Brown, Esquire  
The Brown Law Firm  
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Summerville, SC 29483  
Phone: 843.376.0932

*Attorneys for Respondent Top of the Bay d/b/a Club Light*

Charles J. Baker III  
Womble Bond Dickinson  
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Phone: 843.720.4619

*Attorney for Respondents East Bay Company, Ltd. and Hilton Smith Jr.*



Lindsey W. Cooper Jr. (SC Bar No. 75721)  
Margarete L. Allio (SC Bar No. 100532)  
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*Attorneys for Respondent-Appellant  
Sea Island Food Group, LLC*

December 4, 2018  
Charleston, South Carolina



LINDSEY W. COOPER JR.

LWC@LWCOOPER.COM

December 4, 2018

VIA FIRST-CLASS MAIL

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

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SC Court of Appeals

Re: *Sea Island Food Group, LLC D/B/A Squeeze, et al v. Yaschik  
Development Company Inc. D/B/A Yashik Enterprises, et al.* –  
Lower Court Case No. 2013-CP-10-7107  
Appellate Case No. 2018-000906.

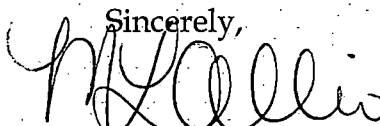
Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy of an Agreement of Dismissal by and between Sea Island Food Group, LLC and Michael J. Quillen Family Limited Partnership and Proof of Service thereof in the above-referenced matter.

Please file the original and return a filed, date-stamped copy to our office in the self-addressed, stamped envelope provided. By copy of this letter, I am serving all counsel of record with a copy of the same.

Should you have any questions or concerns, please contact the office at 843.375.6622.

Many thanks.

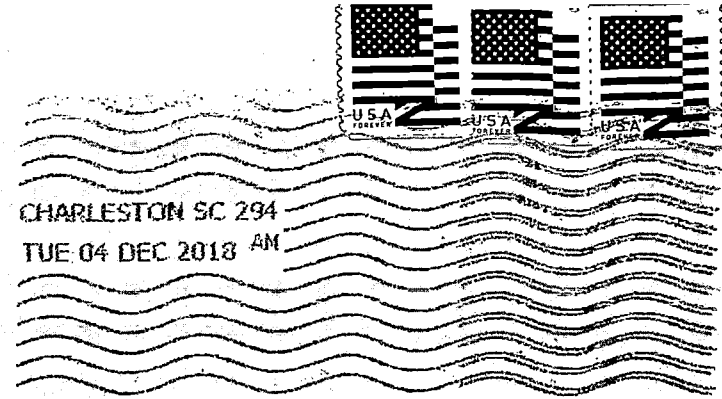
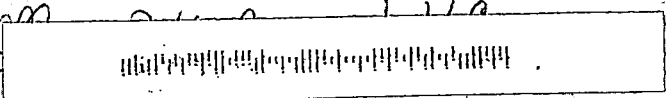
Sincerely,  
  
Margarete L. Allio

Enclosures: As stated.

cc: Counsel of Record (with enclosures)

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36  
Charleston SC 29401



Hon. Jerry A. Kitchens  
Clerk of Court  
SC Court of Appeals  
PO Box 11629  
Columbia, SC 29211

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