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DEC 14 2018

**SC Court of Appeals**

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

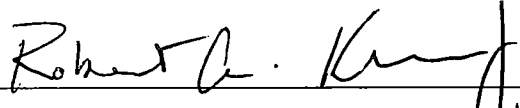
**RE: First Citizens Bank and Trust Co., Inc., Respondent v. Charles P. Summerall, IV, in his capacity as Special Administrator for the Estate of Cornelius J. Beck, Appellant Appellate Case No. 2016-000329**

Dear Ms. Kitchings:

Pursuant to Rule 260(b) of the South Carolina Appellate Court Rules, this letter is intended to serve as an agreement between Appellant Charles P. Summerall, IV, in his capacity as Special Administrator for the Estate of Cornelius J. Beck ("Appellant"), and Respondent First Citizens Bank and Trust Company, Inc. ("Respondent") to dismiss the above-referenced appeal, which results from mortgage foreclosure cases.

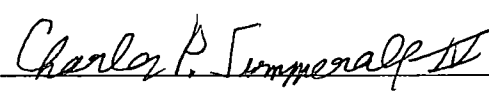
By way of background, on October 21, 2017, and while this appeal was pending, Cornelius J. Beck, Jr. ("Beck") passed away. On August 9, 2018, this Court granted Respondent's motion to substitute Charles P. Summerall, IV, in his capacity as Special Administrator for the Estate of Cornelius J. Beck for then Appellant Beck. Appellant, in his capacity as Special Administrator for the Estate of Beck, has performed a physical, exterior inspection of the subject property, reviewed the amount of the subject loan payoffs, reviewed the trial court files and the appellate case pleadings, and concludes that there is likely no equity in the subject property that would pass to Beck's heirs; Beck has no viable or meritorious claim against Respondent; and it would be in the best interest of all parties if the appeal was dismissed. Further, Respondent has agreed to waive its right to deficiency judgments against Beck and any Beck entities as consideration for Appellant's consent to enter into this agreement to dismiss this appeal.

Accordingly, for the reasons stated herein, the Appellant and Respondent request that this Court accept this letter as Appellant's and Respondent's agreement to dismiss this appeal pursuant to Rule 260(b), SCACR, and enter an order dismissing this appeal in its entirety with prejudice.

  
11/25/18

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Special Administrator for the Estate of  
Cornelius J. Beck, Appellant

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