

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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DEC 13 2018

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Roger M. Young, Sr., Circuit Court Judge

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 theAppellant/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 EnterprisesFourth-Party Defendant, Appellant/Respondent.

AGREEMENT OF DISMISSAL

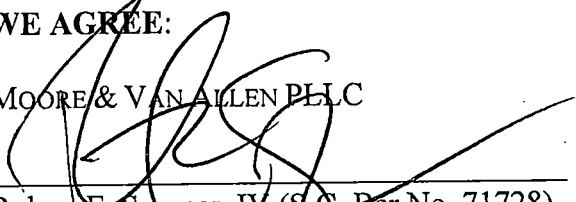
Pursuant to South Carolina Appellate Court Rule 260(b), Appellant/Respondent Yaschik
Development Company, Inc., d/b/a Yaschik Enterprises (“Yaschik”) and Respondent/Appellant

Sea Island Food Group, LLC d/b/a Squeeze (“Squeeze”) agree to dismiss their respective appeals related to one another. The dismissals are 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 that the dismissal of appeals between Yaschik and Squeeze shall have no effect on the appeals related to the other parties in this matter.

WE AGREE:

MOORE & VAN ALLEN PLLC


Robert E. Sumner, IV (S.C. Bar No. 71728)
E. Brandon Gaskins (S.C. Bar No. 72374)
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Dated: November 30, 2018

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

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

Dated: November ____, 2018

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Margarete L. Allio, Esquire
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Phone: 843.375.6622

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

Sea Island Food Group, LLC d/b/a Squeeze (“Squeeze”) agree to dismiss their respective appeals related to one another. The dismissals are 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.

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GALLIVAN, WHITE & BOYD, PA

Dated: November 29, 2018

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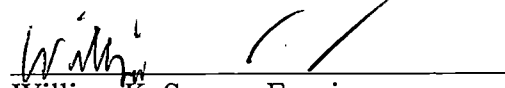
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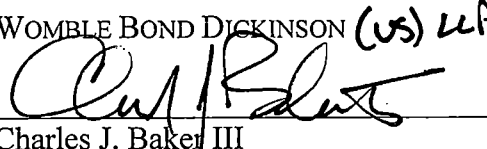
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WOMBLE BOND DICKINSON (vs) LLP

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Dated: November 19, 2018

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

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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 EnterprisesFourth-Party Defendant, Appellant/Respondent.

PROOF OF SERVICE

This is to certify that I have this day served counsel for the Respondents in the foregoing matter with a copy of the foregoing *Agreement of Dismissal* by depositing the same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Lindsey W. Cooper, Jr., Esquire
Margarete Linsay Allio, Esquire
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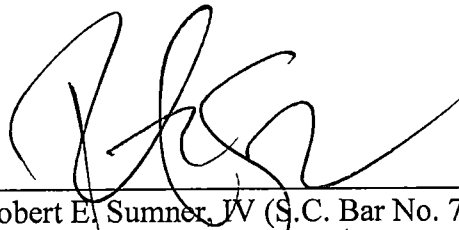
-and -

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



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

December 11, 2018
Charleston, South Carolina

December 11, 2018

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Attorney at Law

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VIA U.S. MAIL

The Honorable Jenny Abbott Kitchings
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Moore & Van Allen PLLC

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Mailing Address:
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Charleston, SC 29413-2828

**Re: Sea Island Food Group, LLC doing business as SQUEEZE v. Yaschik
Development Company, Inc., doing business as Yaschik Enterprises, et al.
Case No.: 2013-CP-10-7107
Appellate Case No.: 2018-000906
MVA File No.: 029018.23**


Dear Ms. Kitchings:

Enclosed for filing please find an original and seven (7) copies of an Agreement of Dismissal and Proof of Service in the above-referenced matter. Please file the original and return a filed-stamped copy to our office in the self-addressed stamped envelope provided.

Thank you for your assistance with this matter and please call me with any questions.

Very truly yours,

MOORE & VAN ALLEN PLLC


Charles Scarminach

Enclosures: as stated.

cc w/enc.: Lindsey W. Cooper, Jr., Esquire
Margarete Linsay Allio, Esquire
John T. Lay, Esquire
Curtis L. Ott, Esquire
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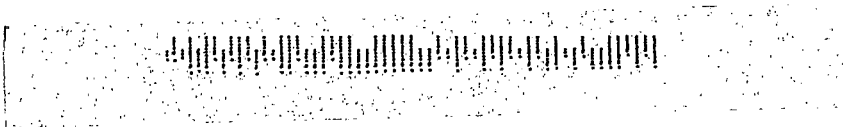
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