

The South Carolina Court of Appeals

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May 15, 2019

The Honorable Julie J. Armstrong
100 Broad St Ste 106
Charleston SC 29401-2210

PARTIAL REMITTITUR

Re: Sea Island Food v. Yaschik Development(2)
Lower Court Case No. 2013CP1007107
Appellate Case No. 2018-000906

Dear Clerk of Court:

The above referenced matter regarding the dismissal of the claims between Sea Island Food Group, LLC, d/b/a Squeeze and Yaschik Enterprises as well as the claims between Sea Island Food Group, LLC, d/b/a Squeeze and Michael J. Quillen Family Limited Partnership is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Robert Ernest Sumner, IV, Esquire
E. Brandon Gaskins, Esquire

Charles Robert Scarminach, Esquire
Lindsey W. Cooper, Jr., Esquire
Margarete Lindsay Allio, Esquire
John Thomas Lay, Jr., Esquire
Curtis Lyman Ott, Esquire
Jessica Ann Waller, Esquire
William Koatesworth Swope, Esquire
W. Tracy Brown, Esquire
Charles J. Baker, III, Esquire

The South Carolina Court of Appeals

Sea Island Food Group, LLC, d/b/a Squeezè, Plaintiff,

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.

Appellate Case No. 2018-000906

The Honorable R. Markley Dennis, Jr., The Honorable
Roger M. Young, Sr.
Charleston County
Trial Court Case No. 2013CP1007107

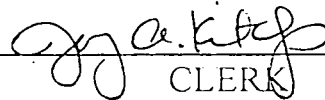
ORDER

Some of the parties to this appeal have notified the Court that they have fully and finally settled their claims against one another. Accordingly, the notice of cross-appeal filed May 29, 2018, by Sea Island Food Group, LLC, d/b/a Squeeze (Sea Island) is dismissed. Additionally, Sea Island is named as a respondent in the notice of appeal filed May 15, 2018, by Yaschik Development Company, Inc., d/b/a Yaschik Enterprises (Yaschik). The effect of this order is a partial dismissal of the appeal and ends the claims between Sea Island and Yaschik as well as the claims between Sea Island and Michael J. Quillen Family Limited Partnership. The caption shall be amended as reflected above. The remaining parties to the appeal must use this caption on all future filings with the Court. The partial remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Additionally, the Court received a second consent motion requesting that the filing deadlines for this appeal be held in abeyance. All parties have consented to the motion. Accordingly, the motion is Granted. The filing deadlines for this appeal shall be held in abeyance to allow the remaining parties to pursue mediation and possible settlement. Counsel must provide a written update no more than thirty days from the date of this order.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

FILED

January 4, 2019

cc:

Robert Ernest Sumner, IV, Esquire
E. Brandon Gaskins, Esquire
Charles Robert Scarminach, Esquire
Lindsey W. Cooper, Jr., Esquire
Margarete Lindsay Allio, Esquire
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