

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM DORCHESTER COUNTY  
Court of Common Pleas

Edgar Warren Dickson, Circuit Court Judge

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Case No. 2009-CP-18-1602

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**RECEIVED**  
JAN 30 2013  
**SC Court of Appeals**

Jennifer Short and David Stover..... Respondents.

v.

Lennar Carolinas, Inc., Don Galloway  
Homes, LLC, and Lennar Communities  
of the Carolinas, Inc Appellants..... Appellants.

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**APPELLANTS' MOTION TO WITHDRAW APPEAL**

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Appellants ("Appellants") hereby move, pursuant to Rule 260(c), SCACR, to withdraw their appeal in the above-captioned matter. The basis for this Motion is that the parties have agreed to mediate and arbitrate the underlying dispute, and Appellants no longer wish to proceed with their appeal. Therefore, counsel for Appellants request that this appeal be dismissed and that no costs or fees be taxed to any party.

Counsel for Respondents, the only parties other than Appellants participating in this litigation, consent to Appellants' request. No cross-appeals exist, and Respondents agree that there will be no prejudice to them for the withdrawal of this appeal.

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*by James G. Galloway*

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WE CONSENT:

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*by James G. Galloway with express authority*

*Counsel for Respondents David and Bridgette Manning, individually and as legal guardians of Tate M. Manning and Colby D. Manning*

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*Co-Counsel*

January 30, 2013

Columbia, South Carolina

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**PROOF OF SERVICE**

I certify that I have served the **Appellants' Motion to Withdraw Appeal** on all parties in this action by hand delivery addressed to:

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