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June 7, 2019

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

**RECEIVED**  
JUN 10 2019  
SC Court of Appeals

Re: *John Doe 2, et al. v. Bishop of Charleston, et al.*  
Appellate Case No.: 2017-001996  
BPWM File No.: 3716134.200

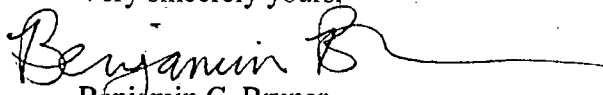
Dear Ms. Kitchings:

On behalf of the Attorney Respondents, Lawrence E. Richter, David K. Haller, and Richter and Haller, LLC, we write in response to Appellant's letter of June 4, 2019 referring this Court to the Fourth Circuit's recent opinion in *Krakauer v. Dish Network, LLC*, Op. No. 18-1518 (4<sup>th</sup> Cir. May 30, 2019), pursuant to Rule 208(b)(7), SCACR. The *Krakauer* opinion is not the type of pertinent and significant authority contemplated by Rule 208(b)(7) because no holding or reasoning in that case has any bearing on the issues on appeal in this legal malpractice case. *Krakauer* is a federal class action case involving claims based upon violations of federal statutes governing telemarketing. The portion of the opinion to which counsel referred the Court pertains to challenges made to class certification, not to class counsel's duties or to allegations of legal malpractice. The Fourth Circuit did not analyze the *Premium Investment* case upon which Appellants rely, nor, for that matter, did it apply South Carolina law.

Respectfully, therefore, we contend the *Krakauer* opinion is inapposite to this appeal. Should the Court desire briefing on the matter, however, please advise.

With our highest regards, we are

Very sincerely yours,

  
Benjamin C. Bruner  
Susan Taylor Wall

BCB/gh

cc: Counsel of Record

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