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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Jocelyn Newman, Circuit Court Judge

Case No. 2016-CP-40-03478
Appellate Tracking No.: 2018-001062

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OCT 11 2019
SC Court of Appeals

Cricket Store 17, L.L.C. d/b/a Taboo Appellant,

vs.

City of Columbia Board of Zoning Appeals..... Respondent,

and

City of Columbia Zoning Administrator, Counterclaimant,

vs.

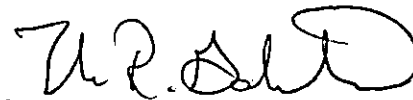
Cricket Store 17, L.L.C. d/b/a Taboo, Counterdefendant.

MOTION TO WITHDRAW APPEAL

As authorized by Rule 260(c), *South Carolina Appellate Court Rules*, the Appellant prays
for an Order authorizing Appellant to withdraw and dismiss the above appeal.

Respectfully submitted.

October 8, 2019



Thomas R. Goldstein, #2186.
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CERTIFICATE OF COUNSEL

I certify that prior to filing this motion, I did attempt to consult with opposing counsel in an effort to resolve this issue and the Respondent has no objection to dismissal but asserts that the Appellant's grounds for dismissal are not correct.

October 8, 2019



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PROOF OF SERVICE

I certify that I have served the Appellant's Motion To Withdraw Appeal on the Respondent, City of Columbia, by depositing a copy of it in the United States Mail, postage prepaid, on October 8, 2019, addressed to its attorney of record, Peter M. Balthazor, Riley, Pope & Laney, L.L.C. at P. O. Box 11412, Columbia, S. C. 29205.

October 8, 2019



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October 8, 2019

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Hon. Jenny A. Kitchings,
Clerk of Court
South Carolina Court of Appeals,
P. O. Box 11629
Columbia, S. C. 29211

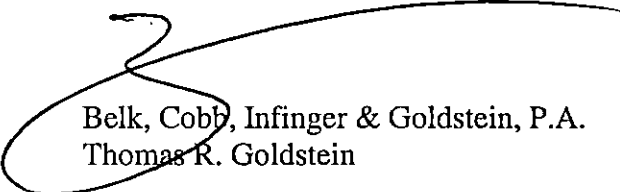
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Re: Cricket Store vs. City of Columbia, 2016-CP-40-03478
Appellate Tracking Number: 2018-001062

Dear Ms. Kitchings,

I enclose the appellant's motion to withdraw appeal along with our firm's check in the amount of \$50.00 to cover the filing fee. Would you be so kind as to file this with the Court and return a clocked copy in the envelope provided? By copy of this letter, I am providing a copy to opposing counsel. I thank you in advance for your attention to this request. With kind regards, I am

Very truly yours,


Belk, Cobb, Infinger & Goldstein, P.A.
Thomas R. Goldstein

TRG/

encl.: Motion to withdraw appeal; check No. 18919, return envelope

cc:

Mr. Trevor P. Eddy (e-mail)
Mr. Peter M. Balthazor (e-mail and regular mail)
Riley, Pope & Laney, L.L.C.
P. O. Box 11412
Columbia, S. C. 29211
Mr. Scott Bergthold (e-mail)

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Hon. Jenny A. Kitchings,
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