

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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NOV 04 2019

SC Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

The Honorable Cynthia Graham Howe  
Master-in-Equity, Fifteenth Judicial Circuit

Case No.: 2009-CP-26-620  
Appellate Case No.: 2016-001075

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation ..... Plaintiffs,

vs.

Arthur Wayne Vereen, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, and Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust, ..... Defendants,

AND

Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc. and 29<sup>th</sup> Place Developers, Inc., ..... Third-Party Plaintiffs,

vs.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually, ..... Third-Party Defendants.

OF WHOM Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29<sup>th</sup> Place Developers, Inc. are ..... Appellants,

AND

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually are ..... Respondents.

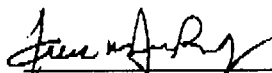
**RESPONDENTS' CONSENT TO MOTION TO CONTINUE ORAL ARGUMENT**

Respondents Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation, E. Smith and Sons Construction, LLC, and EES Construction and Consulting, Inc., by and through the undersigned counsel, provide their written consent to the November 4, 2019 "Consent Motion to Continue Oral Argument."

WHEREFORE, the undersigned respectfully move before this Honorable Court for an Order continuing the November 13, 2019, oral argument into January 2020.

Respectfully Submitted.

**DURANT & DURANT, P.A.**



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*Attorneys for Remaining Respondents/Third-Party  
Defendants*

Dated: 11-4-19

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AND

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vs.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually, ..... Third-Party Defendants.

OF WHOM Arthur Wayne Vereen, individually and on behalf of A&E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust and 29<sup>th</sup> Place Developers, Inc. are ..... Appellants,

AND

Ellis E. Smith, individually and on behalf of A&E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually are ..... Respondents.

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PROOF OF SERVICE

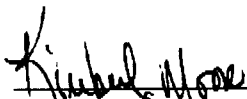
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I, Kimberly Moore, an employee of DuRant & DuRant, P.A., attorney for Respondent A & E Constructors & Consultants, Inc., certify that I have served **RESPONDENTS' CONSENT TO MOTION TO CONTINUE ORAL ARGUMENT** and this proof of service on Counsel for Appellants by depositing a copy in the United States Mail, first class postage prepaid and e-mail communication on the 4th day of November, 2019 as follows:

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