

9/24/19

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Roger M. Young, Sr., Circuit Court Judge

Appellate Case No. 2019-000974

RECEIVED
NOV 19 2019
SC Court of Appeals

Ex Parte:

Hartford Casualty Insurance Company, Hartford Fire Insurance Company, and Hartford Underwriters Insurance Company, Appellants,

In Re:

Oscar Mendiando, individually and as Representative of a class of similarly situated Owners of Condominium Units in the Horizontal Property Regime known as Shipwatch Condominiums, Plaintiff,

v.

Carolina Concrete Systems, Inc., Sisroy Engineering, LLC, Robert G. Sisroy, Individually, Terrence J. Mckelvey, Glasgow Roofing, Inc., Glasstec, Inc., Spectech, Inc., Sonneborn, Inc., Chimney Sweeps, Inc., Low Country Chimneys, Inc., EFCO Corp., W.C. Johnston Architectural Sales, Inc., Charleston Glass Company, Inc., First Exteriors, LLC; Acrocrete, Inc., BASF Corp., Gary Freeman Architect, Inc., Gary Freeman, Individually, Defendants,

Of whom Oscar Mendiando, individually and as Representative of a Class of Similarly Situated Owners of Condominium Units in the Horizontal Property Regime known as Shipwatch Condominiums, is the Respondent.

JOINT MOTION TO DISMISS APPEAL

Appellants Hartford Casualty Insurance Company, Hartford Fire Insurance Company, and Hartford Underwriters Insurance Company, and Respondent Oscar Mendiando,

individually and as Representative of a Class of Similarly Situated Owners of Condominium Units in the Horizontal Property Regime known as Shipwatch Condominiums jointly request this Court enter an order dismissing this appeal pursuant to Rule 260(b) of the South Carolina Appellate Court Rules. Dismissal is appropriate because an agreement exists between the parties that resolves the dispute.

The parties further agree that each party shall bear its own costs and attorneys' fees incurred in connection with this appeal.

WE SO JOINTLY MOVE AND CONSENT:

November 15, 2019



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individually and as Representative of a Class of
Similarly Situated Owners of Condominium Units
in the Horizontal Property Regime known as
Shipwatch Condominiums

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Ex Parte:

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In Re:

Oscar Mendiondo, individually and as Representative of a class of similarly situated Owners of Condominium Units in the Horizontal Property Regime known as Shipwatch Condominiums, Plaintiff,

v.

Carolina Concrete Systems, Inc., Sisnroy Engineering, LLC, Robert G. Sisnroy, Individually, Terrence J. Mckelvey, Glasgow Roofing, Inc., Glasstec, Inc., Spectech, Inc., Sonneborn, Inc., Chimney Sweeps, Inc., Low Country Chimneys, Inc., EFCO Corp., W.C. Johnston Architectural Sales, Inc., Charleston Glass Company, Inc., First Exteriors, LLC; Acrocrete, Inc., BASF Corp., Gary Freeman Architect, Inc., Gary Freeman, Individually, Defendants,

Of whom Oscar Mendiondo, individually and as Representative of a Class of Similarly Situated Owners of Condominium Units in the Horizontal Property Regime known as Shipwatch Condominiums, is the Respondent.

PROOF OF SERVICE

I certify that I have served the Joint Motion to Dismiss Appeal on Respondent and other counsel by depositing a copy of it in the United States Mail, postage prepaid, on November 18, 2019 addressed to their attorneys of record, listed as follows:

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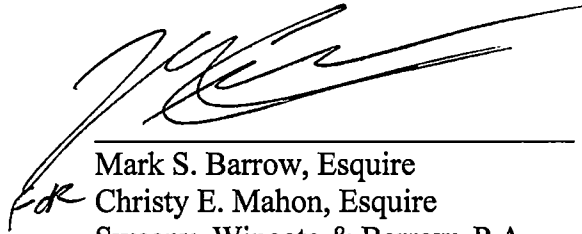
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November 19, 2019



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November 19, 2019

Reply to: Main Office

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VIA HAND DELIVERY

Honorable Jenny Abbott Kitchings
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SC Court of Appeals

RE: Ex Parte: Hartford Casualty (Oscar Mendiondo)
Appellate Case No.: 2019-000974
Our File: 4760-11991

Dear Ms. Kitchings:

Enclosed for filing is the original Joint Motion to Dismiss Appeal along with one (1) copy of the Joint Motion to Dismiss Appeal to be stamped and returned with the Courier. Also enclosed are the following:

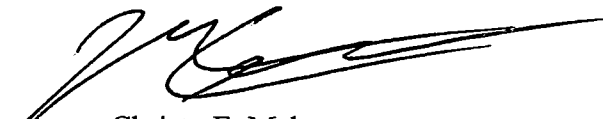
- (1) Original Proof of Service of the Joint Motion to Dismiss Appeal and one (1) copy to be stamped and returned with the courier;
- (2) A filing fee of \$50.

By copy hereof, all counsel of record are being served with the above.

Thank you for your assistance, and should you have any questions, please do not hesitate to contact me.

Yours truly,

SWEENEY, WINGATE & BARROW, P.A.



FOR

Christy E. Mahon

CEM/mha
Enclosures

November 19, 2019

Page 2 of 2

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