

# ROSEN | HAGOOD

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January 7, 2020

**RECEIVED**  
JAN 09 2020  
SC Court of Appeals

Ms. V. Claire Allen  
Deputy Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: BEI-Beach, LLC v. Mashburn Christman, LLC, et al.  
Appellate Case No. 2019-002001

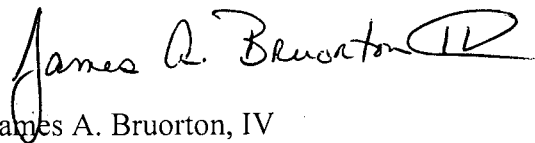
Dear Ms. Allen:

Pursuant to your phone call with my paralegal, enclosed for filing in the above-referenced case is the Order Denying Lend Lease's Motion for Reconsideration that was recently filed with the Court. As you may recall, this appeal is based on the granting of Respondent Antunovich Associates' Motion for Partial Summary Judgment. That Order Granting Partial Summary Judgment to Antunovich was filed with the Notice of Appeal, but the enclosed Order denying Lend Lease's Motion for Reconsideration was just filed with the lower court this week.

If you have any questions or need anything further at this time, please do not hesitate to contact me.

With kindest regards, I am

Sincerely,

  
James A. Bruorton, IV

CAB/see  
Enclosure

Cc: Michael B.T. Wilkes, Esquire (w/enc.)

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF COMMON PLEAS )  
CASE NO.: 2015-CP-26-7275 )

BEI-Beach, LLC, )  
 )  
Plaintiff, )

vs: )

Mashburn Christman, JV, Lend Lease (US) )  
Construction, Inc., f/k/a Bovis Lend Lease, )  
Inc., and McCrory Construction Company, )  
LLC, )  
 )  
Defendants. )

**ORDER DENYING LEND LEASE (US)  
CONSTRUCTION, INC., F/K/A BOVIS  
LEND LEASE, INC.'S MOTION FOR  
PARTIAL RECONSIDERATION FILED  
ON NOVEMBER 26, 2019**

Lend Lease (US) Construction Inc. f/k/a Bovis )  
Lend Lease, Inc., )

Third-Party Plaintiff, )

vs. )

Spann Roofing & Sheet Metal, Inc., et al, )

Third-Party Defendants. )

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THIS MATTER COMES BEFORE THE COURT upon Defendant and Third-Party Plaintiff Lend Lease (US) Construction, Inc., F/K/A Bovis Lend Lease, Inc.'s ("Lendlease") Motion for Partial Reconsideration of this Court's November 21, 2019 Order Granting Third-Party Defendant Antunovich Associates, Inc.'s Motion for Partial Summary Judgment as to Lendlease's First Cause of Action for Contribution, Fifth Cause of Action for Negligence/Gross Negligence/Recklessness, and Eighth Cause of Action for Breach of Warranty of Plans and Specifications. Lendlease moved for reconsideration only as to the portion of the Court's Order dismissing its claims for Negligence/Gross Negligence/Recklessness and Breach of Warranty of Plans and Specifications. Lendlease did not move for reconsideration as to the Court's dismissal of its Contribution claim.

Order Denying Lendlease's Motion for Reconsideration  
C.A. No.: 2015-CP-26-7275

After careful consideration of the record before the Court and applicable law, this Court denies Lendlease's Motion for Reconsideration in its entirety.

IT IS SO ORDERED!

*[Judge's Electronic Signature Page to Follow]*

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Horry Common Pleas

**Case Caption:** BEI Beach LLC , plaintiff, et al VS Mashburn Christman JV ,  
defendant, et al  
**Case Number:** 2015CP2607275  
**Type:** Order/Other

IT IS SO ORDERED

s/ The Honorable William H. Seals Jr. #2157

6289.011

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151 Meeting Street, Suite 400  
Charleston, South Carolina 29401

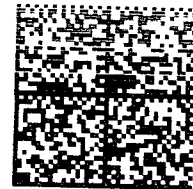
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