

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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S.C. SUPREME COURT

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2016-2339
Case No. 2014-2424

Opinion No. 5730 (S.C. Ct. App. filed June 10, 2020)

Patricia Damico and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Beutow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins, Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc. TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually, Defendants,

Of which Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc. TJB Trucking/Leasing, LLC, and Civil Site Environmental are Respondents.

And

Lennar Carolinas, LLC, Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometries Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C.&A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders

Firstsource Southeast Group, LLC, and Low Country Renovations and Siding, LLP,
Third-Party Defendants,

Of which Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C.&A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource Southeast Group, LLC, are also Respondents.

And

Decor Corporation, Fourth Party Plaintiff,

v.

Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidini Mejia, Juan Perez, N&B Construction, LLC, Jose Dias Rodrigues, Livia Sousa, Jose Paz Castro Hernandez, Divinio Aperecido Corgosinho, Ricardo Chiche, CEBS Construction, Bayshore Siding and Flooring, Sebastio Luiz de Araujo, and John Does 1-4, Fourth Party Defendants.

PROOF OF SERVICE
FOR PETITIONERS PATRICIA DAMICO,
JOSHUA AND BRETTANY BEUTOW,
BRYAN AND CYNTHIA CAMARA,
MATTHEW COLLINS,
JONATHAN AND TERESA DOUGLASS,
CZARRA AND CHAD ENGLAND,
LENNA LUCAS, AND
DANNY AND ELLEN DAVIS MORROW

I, the undersigned, certify that I have served Petitioners Patricia Damico, Joshua and Brettany Beutow, Bryan and Cynthia Camara, Matthew Collins, Jonathan and Teresa Douglass, Czarra and Chad England, Lenna Lucas, and Danny and Ellen Davis Morrow's *Petition for Writ of Certiorari* on all counsel of record for the above-captioned appeal by emailing a copy to their respective

electronic mailboxes on July 31, 2020.

Pursuant to the May 29, 2020 Amended Order of the South Carolina Supreme Court, a copy of the aforementioned email correspondence is attached.

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

Jesse Sanchez (SC Bar No. 101906)

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Attorney for Petitioner

Patricia Damico, Joshua and Brettany Beutow, Bryan and

Cynthia Camara, Matthew Collins, Jonathan and Teresa

Douglas, Czarra and Chad England, Lena Lucas, and

Danny and Ellen Davis Morrow

July 31, 2020

Charleston, South Carolina

From: Jesse Sanchez jesse@jessesanchezlaw.com
Subject: Re: Damico v. Lennar (Appellate Case Number 2016-002339)
Date: July 31, 2020 at 4:04 PM



To: jimwerner@parkerpoe.com, jennamcgee@parkerpoe.com, katondawson@parkerpoe.com
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Counsel,

For service, please find the attached Cover Letter and Petition for Writ of Certiorari, which is being filed momentarily with the Supreme Court of South Carolina and the Court of Appeals via electronic One Drive submission.

Regards,

Jesse

On Wed, Jul 1, 2020 at 1:12 PM Carter, Elizabeth A. <ecarter@sccourts.org> wrote:

Good afternoon,

Please see the attached correspondence from the South Carolina Court of Appeals.

Sincerely,

Elizabeth A. Carter

Clerk's Office Manager
South Carolina Court of Appeals
1220 Senate Street
Columbia SC 29201
803-734-1890 (phone)
803-734-1839 (fax)

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