

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

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

Appellate Case No. 2020-001048
Case No. 2014-CP-08-2424

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S.C. SUPREME COURT

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, Plaintiffs,

Of whom 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 are Petitioners,

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, Respondent,

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' Reply to Lennar Carolina LLC's Return to the Petition for Writ of Certiorari* on behalf of 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 on all counsel of record for the above-captioned appeal by emailing a copy to their respective electronic mailboxes on September 8, 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)

The Law Office of Jesse Sanchez, LLC

98 ½ Broad Street, Suite B

Charleston, South Carolina 29401

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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

September 8, 2020

Charleston, South Carolina

From: Jesse Sanchez jesse@jessesanchezlaw.com 

Subject: Re: Damico v. Lennar Carolinas (Appellate Case Number 2020-001048) Lennar Carolinas, LLC's Return to the Petition for a Writ of Certiorari

JS

Date: September 8, 2020 at 10:02 PM

To: Andrews, Tricia triciaandrews@parkerpoe.com

Cc: Dawson, Jr., Katon E. katondawson@parkerpoe.com, mjordan@steinberglawfirm.com, cmeehan@steinberglawfirm.com, jhayes@hayeslaw.org, sbrown@yclaw.com, cchase@yclaw.com, sphughes@hphpa.com, pbd@aikenbridges.com, dcobb@turnerpadget.com, bboyd@murphygrantland.com, bcraven@murphygrantland.com, rharrell@murphygrantland.com, rkendall@murphygrantland.com, tnewton@murphygrantland.com, kcarlsten@carlockcopeland.com, cemge@rlattorneys.com, mstubbs@brblegal.com, abelcher@hallboothsmith.com, ewieters@hallboothsmith.com, cvarnado@seibelsfirm.com, edean@tgdpa.com, fgrimball@richardsonplowden.com, jelliott@richardsonplowden.com, tdougall@dougallfirm.com, [wcollins@dougallfirm.com](mailto>wcollins@dougallfirm.com), mkalwajtys@dougallfirm.com, snettles@richardsonplowden.com, cganjehsani@richardsonplowden.com, pflynn@popeflynn.com, mallen@popeflynn.com, jrogers@wardfirm.com, jenny@besthoneycutt.com, rtate@gwblawfirm.com, bfarrar@gwblawfirm.com, Trippett.boineau@mgclaw.com, Heath.stewart@mgclaw.com, Adam.ribock@mgclaw.com, cdubose@hsblawfirm.com, cgarner@hsblawfirm.com, dblack@hghpa.com, sstephens@arlawsc.com, clawrimore@arlawsc.com, mew@roblaw.net, treyn@cslaw.com, david@cslaw.com, Werner, James L. jimwerner@parkerpoe.com, McGee, Jenna K. jennamcgee@parkerpoe.com, Ellison, Sherrie R. sherrieellison@parkerpoe.com

Counsel,

On behalf of Petitioners, attached for service, please find the Cover Letter and Reply to Respondent Lennar Carolina, LLC's Return to the Petition for Writ of Certiorari, which are being filed momentarily with the Supreme Court via One Drive Electronic Submission.

Regards,

Jesse

On Mon, Aug 31, 2020 at 10:24 AM Andrews, Tricia <triciaandrews@parkerpoe.com> wrote:

Good morning,

On behalf of Katon Dawson, attached for service is Lennar Carolinas, LLC's Cover Letter and Return to the Petition for a Writ of Certiorari, along with Proof of Service, which is being filed momentarily with the Supreme Court of South Carolina Court of Appeals. Copies of Lennar's Return is being served via email only.

Respectfully,

Tricia Andrews

Legal Professional Assistant



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www.parkerpoe.com

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September 8, 2020

VIA ONE DRIVE ELECTRONIC SUBMISSION

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

Re: Patricia Damico, et. al. v. Lennar Carolinas, LLC, et al.
Case No. 2014-CP-08-2424
Appellate Case No. 2020-001048

Dear Mr. Shearouse,

With regard to the above-referenced matter, attached, please find the following for filing with the Court:

1. *Petitioners' Reply to Respondent Lennar Carolina, LLC's Return to the Petition for Writ of Certiorari*, on behalf of 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.
2. *Proof of Service* for the Reply to Respondent Lennar Carolina, LLC's Return to the Petition for Writ of Certiorari.

Thank you for your attention to this matter. Should you have any questions regarding this submission, please do not hesitate to contact me directly at (843) 814-8181.

Sincerely,

s/Jesse Sanchez
Jesse Sanchez
SC Bar No. 101906

Attorney for Petitioners 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

Cc: All Counsel of Record (Via Email Only)

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