

# SMITH ROBINSON

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September 29, 2020

Via Email Only – ctappfilings@sccourts.org  
The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

**RECEIVED**  
**Sep 29 2020**  
**SC Court of Appeals**

RE: Covil Corporation v. Pennsylvania National Mutual Casualty Insurance Company  
Appellate Case No. 2020-001239  
Our File No. 19-075

Dear Ms. Kitchings:

As you know, I represent Peter D. Protopapas, in his capacity as the Receiver for Covil Corporation (“the Receiver”), in the above-referenced appeal. On September 15, 2020, the Receiver filed a Motion to Dismiss this appeal because the Appellant Pennsylvania National Mutual Casualty Insurance Company’s motion for reconsideration was still pending before the circuit court. As the Appellant noted in its Return to the Motion to Dismiss, Chief Justice Toal has since denied the Appellant’s motion for reconsideration. The Receiver agrees that Chief Justice Toal’s subsequent ruling on the Appellant’s motion for reconsideration makes the pending Motion to Dismiss moot and hereby withdraws the Motion to Dismiss.

Sincerely,

SMITH, ROBINSON, HOLLER,  
DuBOSE AND MORGAN, LLC

Shanon N. Peake

SNP

cc: David Grant Harris, II, Esquire *via email only*