

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

The Honorable Benjamin H. Culbertson

Case No. 2017-CP-26-000273

RECEIVED

Nov 03 2020

SC Court of Appeals

Carolina Cool, Inc.,.....Plaintiff,

v.

Garrard Construction Group, Inc., Dave & Buster’s of South Carolina, Inc. and Broadway at the Beach, Inc., and Billys Plumbing Company LLC.....Defendants,

AND

Garrard Construction Group, Inc.,Third-Party Plaintiff,

v.

RLI Insurance Company,Third-Party Defendant.

Of Which Carolina Cool, Inc. is theRespondent,

and

Garrard Construction Group, Inc. is the Appellant.

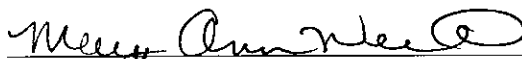
Motion to File Respondent’s Amended Initial Brief

Respondent respectfully moves, with the Appellant’s consent, for an order allowing it to file an amended Initial Brief in order to remove references to deposition testimony that is not included in

the Record on Appeal. Counsel for Appellant has reviewed Respondent's proposed Amended Initial Brief and consents to the requested relief. Furthermore, Counsel for Appellant has indicated no revisions to its Initial Reply Brief will be necessary. Respondent further affirms that the filing of the Amended Initial Brief will not delay the filing of Respondent's Final Brief. The proposed Amended Initial Brief of Respondent is attached hereto.

Respectfully submitted,

NEILL LAW FIRM, PA



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Mary Anna Neill, S.C. Bar No. 15740

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Attorneys for Respondent Carolina Cool,
Inc.

Dated: November 3, 2020
Murrells Inlet, South Carolina.

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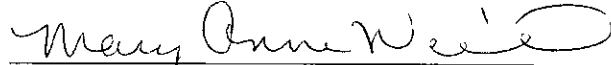
PROOF OF SERVICE

I certify that I have served Respondent’s Motion to File Respondent’s Amended Initial Brief
on all attorneys of record by e-mailing a copy of same, on November 3, 2020, addressed as follows:

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November 3, 2020

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November 3, 2020

VIA E-MAIL & US MAIL

The Honorable Jenny Abbott Kitchings
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SC Court of Appeals

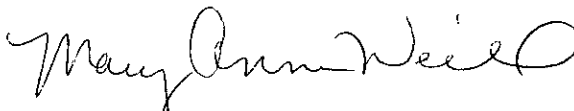
Re: Carolina Cool, Inc. vs. Garrard Construction Group, Inc., et al.
Case No: 2017-CP-26-3562
Appellate Case No: 2020-000273

Dear Ms. Kitchings:

Please find enclosed for filing, Respondent's *Motion to File Respondent's Amended Initial Brief*, together with a Proof of Service. Prior to filing, Appellant's Counsel reviewed the Motion and the Amended Initial Brief and consented to the relief requested. The filing fee in the amount of \$50.00 is also enclosed. Thank you for your assistance in this matter. If any additional information is needed, please let me know.

With kindest regards, I am

Sincerely,



Mary Anna Neill

cc: Counsel of Record