

THE STATE OF SOUTH CAROLINA
In the Supreme Court

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S.C. SUPREME COURT

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Karl A. Folkens, Special Referee
Fifteenth Judicial Circuit

Case Nos. 2015-CP-26-1084 / 2013-CP-26-5530 (combined)
Appellate Case No. 2017-001646

Jericho State Capital Corp. of Florida,..... Plaintiff

v.

Chicago Title Insurance Company,..... Defendant

AND

Lynx Jericho Partners, LLC, Plaintiff

v.

Chicago Title Insurance Company, Defendant

Of whom Jericho State Capital Corp. of Florida and Lynx Jericho Partners, LLC

are the Respondents

and Chicago Title Insurance Company is the Petitioner.

**MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF ON BEHALF OF
PALMETTO LAND TITLE ASSOCIATION**

Pursuant to Rule 213, SCACR, Palmetto Land Title Association (“PLTA”) moves for leave to file an amicus curiae brief on the issues pending before the Court, including the finding of affirmative coverage under the subject title insurance policy and the potential Constitutional issues associated with the Court of Appeals’ decision in *Jericho State Capital Corp. v. Chi. Title Ins. Co.*, 2020 S.C. App. LEXIS 110, 848 S.E.2d 572 (Ct. App. 2010).

The Court of Appeals’ decision determines that a land use ordinance creates a property right in the subject property. This determination has the potential to impact long-established real estate law and title search procedures. It also has the potential to cause retroactive liability for many of the PLTA’s members.

Accordingly, the PLTA requests that it be permitted to file an amicus curiae brief on or before January 8, 2021.

All parties have consented to this motion.

Respectfully submitted,

WOMBLE BOND DICKINSON

s: Matthew Tillman
S.C. Bar No. 70338
5 Exchange Street
Charleston, South Carolina 29401
843-720-4629
Matthew.tillman@wbd-us.com

December 23, 2020
Charleston, South Carolina