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Jan 22 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM LAURENS COUNTY
EUGENE C. GRIFFITH JR., CIRCUIT COURT JUDGE
Case No. 2019-CP-30-00140

Vidhyaben R. Patel, Individually and as Co-Personal
Representative of the Estate of Rameschandra Prabhudas
Patel, and Darshak Kumar Patel, Individually and as
Co-Personal Representative of the Estate of
Rameschandra Prabhudas Patel.Respondent/Appellant,

v.

Hardik R. Patel, Anal H. Patel and AAHARVID, LLC,Appellant/Respondent

MOTION TO CONSOLIDATE

Hardik R. Patel, Anal H. Patel and AAHARVID LLC (collectively “Respondents”) seek an order of this Court consolidating this matter with an appeal filed by Respondents in this matter this date, which appeal is from the same proceeding and the same trial court judge who issued the order on appeal in this matter.

Respondents would show that:

(1) This appeal is at a preliminary stage, in that the appellant has just recently filed their initial brief;

(2) The appeal filed this date from the orders of the Honorable Eugene C. Griffith Jr., filed on January 19, 2021 and January 22, 2021, 2021 respectively involve the same case number and the same proceeding as the existing appeal;

(3) The matters raised in the appeal this date were determined without hearing, such that transcripts of proceedings are not required for the new appeal to proceed; and

(4) Respondents are informed and believe that opposing counsel will consent to the consolidation of the appeals;

(5) Consideration of the issues in the two matters as a single appeal will best serve judicial economy in that the consideration of the issues raised in each appeal is made more efficient by reference to the orders issued in the other appeal.

WHEREFORE, Respondents herein move this Honorable Court for an order consolidating this appeal with the appeal filed in this matter this date.

s/ Desa Ballard
Desa Ballard
Harvey M. Watson III

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ATTORNEY FOR RESPONDENTS

January 22, 2021

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Rameschandra Prabhudas Patel. Respondent/Appellant,

v.

Hardik R. Patel, Anal H. Patel and AAHARVID, LLC,Appellant/Respondent

PROOF OF SERVICE

I, Beth Cogan, an employee with Ballard & Watson, do hereby certify that on January 22, 2021, I served a copy of the **Motion to Consolidate**, in the above-captioned case on the following individuals by electronic mail, addressed as follows:

S. Jahue Moore, Esquire
Moore Taylor Law Firm, P.A.
jake@mttlaw.com

Samuel Price, Jr., Esquire
rshealy517@hotmail.com

Jennifer D. Nichols, Esquire
jennifer@nicholspricelaw.com


Beth Cogan, Paralegal

January 22, 2021

Beth Cogan

From: Beth Cogan
Sent: Friday, January 22, 2021 5:09 PM
To: Jake Moore; Samuel M. Price, Jr., Esquire (rshealy517@hotmail.com); jennifer@nicholspricelaw.com
Cc: Desa Ballard
Subject: (Patel v. Patel 2019-CP-30-00140) Ltr to COA encl Motion to consolidate
Attachments: 2021 01 22 Ltr to COA encl Motion to Consolidate.pdf; Motion to Consolidate.pdf; 2021 01 22 Proof of Service Motion to Consolidate.pdf

Good afternoon,

Please see the attached that is being filed today with the Court of Appeals via OneDrive. Let us know if you have any questions or concerns.

Kindest Regards,

-Beth

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Ballard & Watson
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PERSISTENT. UNWAVERING.

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January 22, 2021

Via OneDrive

The Honorable Jenny Abbot Kitchings
Court of Appeals Clerk of Court
Post Office Box 11629
Columbia, South Carolina 29211

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Jan 22 2021

SC Court of Appeals

Re: *Vidhyaben R. Patel, et al. v. Hardik Patel, et al.*
Case No.: 2019-CP-30-0140

Dear Ms. Kitchings:

Enclosed for filing please find a Motion to Consolidate and Proof of Service for the above-referenced matter. Pursuant to paragraph (c)(4) of the Supreme Court's amended administrative order dated May 29, 2020 ("Operation of the Appellate Courts During the Coronavirus Emergency" originally dated March 20, 2020) a check for the filing fee is being forwarded via US mail.

By copy of this letter and as evidenced by the Proof of Service, these filing has been served upon counsel for the Appellants. Thank you for your time in this matter. If you have any questions, please do not hesitate to contact our office.

With warm personal regards, I am,

Sincerely yours,

Desa Ballard
desab@desaballard.com

Enclosures

cc: Via Electronic Mail
Jake Moore, Esquire
Samuel Price, Jr., Esquire
Jennifer Nichols, Esquire
Hardik and Anal Patel