



Attorney at Law • Proctor in Admiralty  
Certified Civil and Federal Court Mediator  
Admitted to Practice in South Carolina and Georgia

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**Apr 02 2021**  
**SC Court of Appeals**

April 2, 2021

**Via SCJB OneDrive**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

Re: Innovative Waste Mgmt. v. Crest Energy Partners, *et al.*  
Case No. 2019-001719

Dear Ms. Kitchings,

I hope all is well with you and all court staff.

The parties have filed their final briefs in this matter. As we worked toward the final stages of that goal, we discovered two additional errors in the Amended Record on Appeal. We have corrected those issues and all parties agree that the Second Amended Record on Appeal that has now been filed is the operative Record on Appeal.

Further, in the late hours of the filing deadline stated in the Court's letter of March 12, 2021, while was in the process of updating the page references to those in the Second Amended Record on Appeal, I was faced with an unexpected formatting issue on Appellants' Final Brief that appears to have been caused by editing the document on several different platforms over the past year. As a result, Appellants' Final Brief, Final Reply Brief, and the Second Amended Record on Appeal, while dated April 1, 2021, were uploaded to the OneDrive system shortly after midnight this morning. Please allow this letter to serve as my respectful request that these filings be considered timely.

Please let me know if either of these issues require the filing of a Motion. Otherwise, we look forward to the direction from the Court on Scheduling oral argument in this matter. Thank you for your continued assistance and patience with this case. With best regards, I remain

Sincerely,

David B. Marvel

cc: Thomas Drazan