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SC Court of Appeals

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April 3, 2013

Reply to York

VIA U.S. MAIL and FACSIMILE: 803-734-1496

The Honorable Jenny Abbot Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

J. RICHARDS MCCRAE, III

WALTER G. DUSKY §

MICHAEL K. HATCH ‡

RE: Provident Community Bank ("Respondent") v. Ross & Ross Properties, LLC ("Appellant"), et al.
Appellate No.: 2012-207-486

Certified Civil Court Mediator *
Certified Family Court Mediator †
Licensed in NC & SC §
Licensed in NC, SC, GA, & FL ‡
(FL inactive)

Ms. Abbot-Kitchings:

Based upon consultation with counsel for borrower and guarantor who are the appellants in the above-referenced, on information and belief, all parties have agreed to and have executed a consent settlement order. I am waiting for signatures from appellants so that the consent settlement may be filed of record in Fairfield County and so that your Court may be copied with the settlement agreement as well. Because settlement is pending, which settlement will result in the dismissal of the appeal, Respondent's initial brief, scheduled to be filed today, will not be necessary.

I copy counsel for Appellant to certify that our understanding mutually comports. With kind regards, I am

Sincerely,


Michael K. Hatch

MKH/la

enclosures

cc: J. Martin Foster, Esq. (via facsimile 803.324.8109 and electronic mail)

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FACSIMILE COVER LETTER

TOTAL NUMBER OF PAGES: 2 (includes cover sheet)

DATE: April 3, 2013

TO: South Carolina court of Appeals - Clerk

NUMBER: 803.734.1496

FROM: Michael K. Hatch

SUBJECT: Provident v. Ross & Ross 2012-207-486

COMMENTS: Please see attached.

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