



The South Carolina Court of Appeals

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June 08, 2021

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Re: BEI-Beach, LLC v. Mashburn Christman, LLC
Appellate Case No. 2019-002001

Dear Counsel:

The Supreme Court issued an order supplementing and altering current practices regarding the operation of the appellate courts. *See RE: Operation of the Appellate Courts During the Coronavirus Emergency* (S.C. Sup. Ct. Order dated March 20, 2020, amended May 29, 2020). The order provides the following:

Effective immediately, a document filed with the Supreme Court or Court of Appeals need not be accompanied by any additional copies. If submitted in

paper, the document shall be submitted unbound and unstapled. In the event the Appellate Court determines that additional copies are needed, they will be requested from the lawyer or party submitting the document.

Id., subsection (d). The Court of Appeals has determined a need exists for an additional bound copy of the record on appeal and all final briefs.

Accordingly, each party must file an original record on appeal and/or final brief, in either electronic or unbound paper form, as well as **one** bound paper copy, within five (5) days of the date of this letter in accordance with the South Carolina Appellate Court Rules.

Additionally, please review the following guidelines as you prepare your record on appeal and final briefs:

1. Pursuant to Rules 209, 210, and 267, SCACR, the record on appeal must include the following:
 - a. The correct case title (provided below) and caption as set forth in Rules 210(d) and 267, SCACR.
 - b. The name and contact information for all counsel representing the parties to the appeal. Please do not include names of counsel that have not previously made an appearance in this case.
 - c. A certificate of counsel, pursuant to Rule 210(g), SCACR.
 - d. A proof of service of the record on appeal, if one has not already been filed with this Court.
 - e. All matters designated by the parties pursuant to Rule 209, SCACR, in compliance with Rule 210(c) and (e), SCACR.
 - f. The binding for the copies of the record on appeal must be in compliance with Rule 267(d), SCACR.

2. Pursuant to Rules 211 and 267, SCACR, all final briefs must include the following:
 - a. The correct case title (provided below) and caption as set forth in Rules 210(d) and 267, SCACR.
 - b. The name and contact information for counsel filing the brief. If you are filing your final brief pro se, you must include your name and contact information on the cover of the brief.

- c. The signature of the person filing the brief should be on the conclusion page.
- d. A certificate of counsel for the final brief, pursuant to Rule 211, SCACR.
- e. A proof of service of the final brief. Mail receipts will not be accepted in lieu of proper proof of service.
- f. The binding for the copies of all final briefs must be in compliance with Rule 267(d), SCACR.

According to our records, the correct caption for this appeal should read as follows on the record on appeal and all final briefs:

BEI-BEACH, LLC, Plaintiff,

v.

Mashburn Christman, JV, Lend Lease (US) Construction, Inc., f/k/a Bovis Lend Lease, Inc., and McCrory Construction Company, LLC, Defendants,

v.

Mashburn Christman, JV, Third-Party Plaintiff,

v.

Wallcraft Construction, Inc.; Alpha Insulation & Waterproofing, Inc.; Baker Roofing, Inc.; Collins & Wright, Inc.; Liberty Mutual Insurance Company; Old Republic Surety Company; Hartford Fire Insurance Co.; Travelers Casualty and Surety Company of America; The Muhler Company, Inc., and Companion Property and Casualty Insurance Company, Third-Party Defendants,

Lend Lease (US) Construction, Inc. f/k/a Bovis Lend Lease, Inc., Third-Party Plaintiff,

v.

Spann Roofing & Sheet Metal, Inc.; Travelers Casualty and Surety Company of America; Strickland Waterproofing Company; Merchants Bonding Company; Everest Reinsurance Company; Wallcraft Constuction,

Inc., Old Republic Insurance Company; Madison Construction Group, Inc., Worthington Integrated Building Systems; McDowell Commercial Construction, LLC; Jollay Masonry; National Fire Insurance Company of Hartford; R.J. Kenney Associates, Inc.; Antunovich Associates; TG Construction, LLC; Luis Benegas d/b/a Luis Trim Work; Nora Del Carmen Laos, Nora Del Carmon Lagos d/b/a Luis Trim Work; and Ovation Custom Trim, LLC, Third-Party Defendants,

McCrary Construction Company, LLC, Third-Party Plaintiff,

v.

Collins & Wright; Baker Roofing; Glasstech Inc.; Palmetto State Roofing and Sheet Metal; Strickland Waterproofing; Maiday, Inc.; and Atlas Drywall & Acoustics, Inc., Third Party Defendants,

Spann Roofing & Sheet Metal, Inc., Fourth-Party Plaintiff,

v.

Coastal Commercial Roofing Co., Inc., and Daniel Kniffen d/b/a East Coast Improvements, Fourth-Party Defendants.

Wallcraft Construction, Inc., Fourth-Party Plaintiff,

v.

Vienamin Petresku d/b/a BT Construction, LLC, Fourth-Party Defendant,

of which Lend Lease (US) Construction Inc., f/k/a Bovis Lend Lease, Inc. is the Appellant,

and

Antunovich Associates is the Respondent.

We request large parcels such as bound paper copies of final briefs and the record on appeal be sent directly to the Court via the street address: **1220**

Senate Street, Columbia, S.C. 29201. Thank you for your attention. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

V. Claire Allen

CLERK