

June 18, 2021

Via Email Delivery

V. Claire Allen, Chief Deputy Clerk
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

RECEIVED
Jun 18 2021
SC Court of Appeals

Re: ***Covil Corporation v. Penn National***
Appellate Case No: 2020-001239

Dear Ms. Allen:

We are in receipt of the Court's June 8, 2021 letter requesting availability in the event oral argument is scheduled in the above-referenced matter. Counsel for Appellant Penn National has the following conflicts:

- David Harris is scheduled to begin a trial in the U.S. District Court for the Western District of North Carolina, *Penn National Security Insurance Company v. Pulte Home Company, LLC f/k/a Pulte Home Corporation d/b/a Del Webb, Hoopaugh Grading Company, LLC, and Hoopaugh Grading, LLC*, Case No: 3:20-cv-00516, which is subject to being called for trial between September 13, 2021 through October 5, 2021; and
- Brady Yntema is scheduled to begin a trial in Wake County Superior Court in North Carolina, *Deborah Halas, individually, and in her capacity as Co-Administrator of the Estate of John Michael Halas, deceased v. Yellow Dot, Inc. d/b/a Yellow Dot Heating & Air Conditioning, Yellow Dot Heating and Air LLC d/b/a Yellow Dot Heating & Air Conditioning, Trane U.S. Inc. d/b/a Ingersoll-Rand Company and Southern HVAC Corporation d/b/a Southeast HVAC Corporation*, Case No: 18 CVS 5627, from September 20, 2021 through October 1, 2021.

Due to the trials already scheduled in September, counsel for Appellant Penn National requests the oral argument be scheduled in October, if needed, and are available on any of the dates in October.

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If you have any questions, please do not hesitate to contact me.

With kindest regards, I am

Sincerely,

GOLDBERG SEGALLA LLP

Dale R. Smith

Dale R. Smith, NCCP

Paralegal to David G. Harris II & Brady A. Yntema

/drs

cc: All Counsel of Record (*via E-mail*)