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Reply to: Sumter
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June 22, 2021

VIA EMAIL – suptcfilings@sccourts.org

The Honorable Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
1231 Gervais Street
Columbia, South Carolina 29201

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Jun 22 2021

S.C. SUPREME COURT

***Re: Ann Finch, et al. v. United States Fidelity and Guaranty Company
Appellate Case No.: 2021-000462***

Dear Mr. Shearouse:

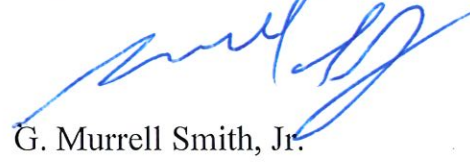
I represent Peter D. Protopapas, as the Receiver for Covil Corporation, in the above-referenced appeal. As you know, United States Fidelity and Guaranty Company's ("USF&G") Petition for Writ of Certiorari and Respondents' Motion for Limited Remand is currently pending before the Court. USF&G has now filed its Response to the Motion for Limited Remand. The Receiver respectfully requests this matter be placed on the agenda for expedited consideration. While we understand the Court has many pressing matters, we submit that this matter merits expedited consideration. As outlined in our Motion for Limited Remand and in our Response to USF&G's Motion for an Extension of Time, the matter currently under consideration is moot in as much as the trial date for which it relates has passed. Furthermore, the Receiver and Ann Finch are requesting this Court remand to the circuit court so that they may seek leave from the circuit court to dismiss certain causes of action to allow a trial on only the non-jury issues in this case. Of particular importance is the trial court's term of court on July 12, 2021, at which time this non-jury matter, which has been pending since May 30, 2019, could be tried.

Therefore, for the reasons stated herein and as outlined in our Motion and filings with the Court, we respectfully request that USF&G's Petition for Writ of Certiorari be dismissed or, in the alternative, for this matter to be remanded to the

circuit court so that Respondents may seek to dismiss the jury claims and proceed to trial on the non-jury matters.

Very truly yours,

SMITH ROBINSON HOLLER
DuBOSE AND MORGAN, LLC



G. Murrell Smith, Jr.

GMS/dlf

cc: Theile Branham McVey, Esquire
Matthew Todd Carroll, Esquire
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