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Sep 13 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Michael G. Nettles, Circuit Court Judge

Case No. 2018-CP-22-00824
Appellate Case No. 2021-000325

Evarista Juan Lorenzo, Appellant,

v.

Port City Elevator, Inc.; Alan Topper d/b/a All Construction; 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC; Citadel Site Management, LLC; DVBT Construction a/k/a DVBT Construction, LLC; DVBT Multiservices, LLC; Beverly Construction Group, LLC; Beverly Homes, LLC; Beverly Homebuilders, LLC; Strand Paint Contractors, LLC; Depaz Painting, LLC; Enhanced Heating & Air Conditioning, LLC; Carlton Pender, and Joan Pender, Defendants,

Of Which,

Port City Elevator, Inc.; Alan Topper d/b/a All Construction; 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC; Citadel Site Management, LLC; DVBT Construction a/k/a DVBT Construction, LLC; DVBT Multiservices, LLC; Beverly Construction Group, LLC; Beverly Homes, LLC; Beverly Homebuilders, LLC; Strand Paint Contractors, LLC; Depaz Painting, LLC; Enhanced Heating & Air Conditioning, LLC are the Respondents.

**NOTICE OF SETTLEMENT AND
AGREED DISMISSAL BETWEEN
APPELLANT AND RESPONDENT 2020
CUSTOM CONTRACTORS A/K/A 2020
CUSTOM CONTRACTORS, LLC ONLY
(NOT ENDING APPEAL)**

Appellant Evarista Juan Lorenzo and Respondent 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC (“2020 Custom Contractors”), by and through undersigned counsel, hereby inform this Court of a settlement agreement between Appellant and Respondent 2020 Custom Contractors. Appellant and Respondent intend to file a stipulation of dismissal with prejudice as to Respondent 2020 Custom Contractors only in the Georgetown County Court of Common Pleas (Case No.2018-CP-22-00824).

Pursuant to Rule 260(b), SCACR, Appellant and Respondent 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC respectfully request an order of dismissal from the Appeal and a dismissal from the caption in this case as to *only* Respondent 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC with each party to bear its own cost and expense with regards to claims against 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC. This dismissal does not affect any other party and the appeal and underlying case continues as to all other parties.

Respectfully submitted,

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PROOF OF SERVICE

The undersigned hereby certified that on September 13, 2021, copies of **Notice of Settlement and Agreed Dismissal Between Appellant and Respondent 2020 Custom Contractors a/k/a 2020 Custom Contractors, LLC ONLY** was served on counsel of record for the Appellant and Respondents via email containing the above referenced document to counsel's individual AIS email address pursuant to South Carolina Supreme Court COVID Order 2020-05-29-02 as follows:

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