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DEC 02 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court Of Appeals

Appeal from Berkeley County
Court of Common Pleas
Hon. Dale E. Van Slambrook., Master In Equity

Case No. 2012-CP-08-2981

Rita Brooks,

Respondent,

v.

Velocity Powersports, LLC, American Honda Finance
Corporation and American Honda Motor Co. Inc.,

of which Velocity Powersports LLC is the

Appellant.

NOTICE OF MOTION FOR RECONSIDERATION AND REHEARING PURSUANT TO
RULES 221 AND 240, SCACR

Pursuant to Rules 221 and 240, SCACR, Appellant Velocity Powersports, LLC (Appellant) respectfully files this Petition for reconsider and rehearing regarding its Order filed November 10, 2021. *Brooks v. Velocity Powersports*, No. 2019-000025, (S.C. Ct. App. November 10, 2021) (Unpublished Opinion No. 2021-UP-400).

Rule 221(a), SCACR, authorizes a party who believes the Court overlooked or misapprehended points of law and/or facts to petition for rehearing. *Arnold v. Carolina Power & Light Co.*, 168 S.C. 163, 167 S.E. 234 (1933). For the following reasons, Appellant submits the Court exceeded its authority by not following the appropriate standard of review and the limitations imposed, addressing issues not properly preserved for review and misapprehending law to support its view of the matter.

instruct Appellant to proceed with conducting a further evaluation of the Ski which required tear down. Thus, following the instructions of an authorized person is not conduct of a knowing violation. It was an error of law to so determine.

CONCLUSION

For these reasons, Appellant respectfully requests that the Court should reconsider its decision and either grant the Petition for Rehearing and/or reverse the decision of the trial court in its entirety in this matter.

RESPECTFULLY SUBMITTED,
s/Mary Leigh Arnold (#419)
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Mount Pleasant, South Carolina

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELY COUNTY
Court of Common Pleas

Dale E. Van Slambrook, Master In Equity

Case No. 2012-CP-08-2981

Rita Brooks,

Respondent,

v.

Velocity Powersports, LLC
American Honda Finance
Corporation and American
Honda Motor Co., Inc., of
whom Velocity Powersports
LLC is Appellant;

Appellant.

PROOF OF SERVICE

I certify that I have served Appellant's Motion for Reconsideration on Rita Brooks by depositing a copy of it in the United States Mail, postage prepaid, on November 29, 2021 addressed to her attorneys of record:

Edward J. Dennis, IV
112 Stoney Avenue
Moncks Corner, South Carolina 29461

Donald B. Clark
677 Shortwood Street
Charleston, S.C. 29412

November 29, 2021

MARY LEIGH ARNOLD, PA

s/Mary Leigh Arnold
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November 29, 2021

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Post Office Box 11629
Columbia, South Carolina 29201

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SC Court of Appeals

RE: Rita Brooks vs. Velocity Powersports, LLC and Honda Motorcompany
Civil Action No. 2012-CP-08-2981
Appellate Case No. 2019-00025

Dear Madam Clerk:

Enclosed for filing please find Appellant's Motion for Reconsideration along with a Proof Service relating to the same which I am filing via email through ctappfilings@sccourts.org. The filing fee of \$50 is being transmitted with a hard copy via regular mail.

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

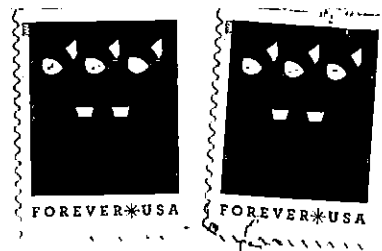
MARY LEIGH ARNOLD PA.

s/Mary Leigh Arnold

Mary Leigh Arnold

Cc: Edward Dennis, IV, Esq.
Donald B. Clark, Esq.

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