

**From:** [Matt LaFave](#)  
**To:** [Thompson, Ashli](#); [rroberts@gaffneylewis.com](mailto:rroberts@gaffneylewis.com)  
**Subject:** Re: Fountain v. Fred's  
**Date:** Thursday, December 9, 2021 8:01:12 AM  
**Attachments:** [image001.png](#)

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Good morning Ms. Thompson,

I am unable to recall if I ever responded back to you about the splitting of the argument time between Respondents. We have discussed this and based on the nature of Petitioner's arguments raised on appeal the most equitable split we could come up with was 6 minutes for me on behalf of Respondent Fred's and Ms. Roberts with 9 minutes on behalf of Respondent Wildevco. However, we have not yet settled on the order as it will be dictated by the manner in which Petitioner addresses the issues on appeal. Anticipating Counsel will argue in accordance with the pattern set forth in his brief I anticipate I will be arguing first for Respondents.

Regards,  
Matt



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**From:** Thompson, Ashli <[athompson@sccourts.org](mailto:athompson@sccourts.org)>  
**Date:** Thursday, December 2, 2021 at 8:22 AM  
**To:** Matt LaFave <[matt@crowelafave.com](mailto:matt@crowelafave.com)>, [rroberts@gaffneylewis.com](mailto:rroberts@gaffneylewis.com)  
<[rroberts@gaffneylewis.com](mailto:rroberts@gaffneylewis.com)>  
**Subject:** Fountain v. Fred's

Good morning,

Per our records, Mr. LaFave, you have not verified whether or not you will be arguing counsel in this matter or if someone else will be joining you to argue. We will need a response in writing please. Also, as there are two respondents, the Court also needs to know how you intend to split the

argument time, if you intend to do so. Please file something with this Court as quickly as possible, as this is being heard next week.

Sincerely,

**Ashli Thompson**  
Case Management Specialist  
Supreme Court of South Carolina  
(803) 734-1080

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