

IN THE STATE OF SOUTH CAROLINA

In the Supreme Court

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Dec 16 2021

S.C. SUPREME COURT

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Civil Action No.: 2014-CP-08-2424

Appellate Case No. 2020-001048

Patricia Damico and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brettany Buetow, Edward and Sylvia Dengg, Jonathan and Theresa Douglass, Anthony and Stacey Ray, Danny and Ellen Davis Morrow, Czara and Chad England, Bryan and Cynthia Camara, and Matthew Collins, .....Respondents,

v.

Lennar Carolinas, LLC, Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc. TJB Trucking/Leasing, LLC, Paragon Site Constructors, Inc., Civil Site Environmental and Rick Bryant, Individually, .....Defendants,

Of which

Spring Grove Plantation Development, Inc., Manale Landscaping, LLC, Super Concrete of SC, Inc., Southern Green, Inc. TJB Trucking/Leasing, LLC, and Civil Site Environmental are .....Respondents.

And

Lennar Carolinas, LLC, ..... Appellant,

v.

The Earthworks Group, Inc., Volkmar Consulting Services, LLC, Geometrics Consulting, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete

Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, and Low Country Renovations and Siding, LLP, ..... Third-Party Defendants,

Of which

Volkmar Consulting Services, LLC, Land/Site Services, Inc., Myers Landscaping, Inc., A.C. & A. Concrete, Inc., Knight's Concrete Products, Inc., Knight's Redi-Mix, Inc., Coastal Concrete Southeast, LLC, Coastal Concrete Southeast II, LLC, Guaranteed Framing, LLC, Ozzy Construction, LLC, Construction Applicators Charleston, LLC, LA New Enterprises, LLC, Decor Corporation, DVS, Inc., Raul Martinez Masonry, LLC, Alpha Omega Construction Group, Inc., South Carolina Exteriors, LLC, Builders Firstsource-Southeast Group, LLC, are also ..... Respondents.

And

Decor Corporation, ..... Fourth Party Plaintiff,

v.

Baranov Flooring, LLC, DJ Construction Services, LLC, Creative Wood Floors, LLC, Geraldo Cunha, Ebenezer Flooring, LLC, Emmanuel Flooring and Siding, LLC, Eusi Flooring and Covering, LLC, Nicolas Flores, Alexander Martinez, Isidru Mejia, Juan Perez, N&B Construction, LLC, Jose Dias Rodrigues, Livia Sousa, Jose Paz Castro Hernandez, Divinio Aparecido Corgosinho, Ricardo Chiche, CEBS Construction, Bayshore Siding and Flooring, Sebastio Luiz de Araujo, and John Does 1-4, ..... Fourth-Party Defendants.

Of whom

Patricia Damico, Joshua and Brettany Beutow, Bryan and Cynthia Camara, Matthew Collins, Jonathan and Teresa Douglas, Czarra and Chad England, Lena Lucas, and Danny and Ellen Davis Morrow are the ..... Petitioners.

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**PROOF OF SERVICE**

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I certify that I have served the Return to Petitioners' Motion to Strike the Joint Brief and Oral Argument on Behalf of Respondents by electronic mail, December 16, 2021, addressed to the counsel of record at the following address:

Stephen P. Hughes, Esquire  
Howell, Gibson and Hughes, P.A.  
P.O. Box 40  
Beaufort, SC 29901-0040  
Attorneys for Builders First Source-  
Southeast Group, LLC

Kathy A. Carlsten, Esquire  
Carlock Copeland & Stair, LLP  
40 Calhoun Street, Suite 400  
Charleston, SC 29401  
Attorneys for Civil Site Environmental

N. Keith Emge, Jr., Esquire  
Resnick & Louis, P.C.  
234 Seven Farms Drive #128  
Charleston, SC 29492  
Attorney for Civil Site Environmental

David S. Cobb, Esquire  
Turner Padgett Graham & Laney, P.A.  
P.O. Box 22129  
Charleston, SC 29413  
Attorneys for Construction Applicators  
Charleston, LLC

Markey Stubbs, Esquire  
Baker, Ravenel & Bender L.L.P.  
3710 Landmark Drive Suite 400  
PO Box 8057  
Columbia, SC 29202  
Attorney for DVS Inc

John Elliott Rogers, II, Esquire  
The Ward Law Firm, P.A.  
PO Box 5663  
Spartanburg, SC 29304  
Attorney for Land Site Services, Inc.

Jenna K. McGee, Esquire  
James Werner, Esquire  
Katon Edwards Dawson, Jr., Esquire  
Frederick E. Quinn, IV  
PARKER POE ADAMS & BERSTEIN,  
LLP  
200 Meeting Street, Ste. 301  
Charleston, SC 29401  
Attorneys for Lennar Carolinas, LLC

Phillip Paul Cristaldi, III, Esquire  
Scott Harris Winograd, Esquire  
Jeffrey A. Ross, Esquire  
Ross & Cristaldi, LLC  
863 Coleman Blvd., Suite B  
Mount Pleasant, SC 29464  
Attorneys for Ozzy Construction, LLC

Clarke W. DuBose, Esquire  
Haynsworth Sinkler Boyd, PA  
PO Box 11889  
Columbia, SC 29211  
Attorney for Southern Green, Inc.

David Shuler Black, Esquire  
Howell Gibson & Hughes, PA  
PO Box 40  
Beaufort, SC 29901-0040  
Attorney for TJB Trucking & Leasing, LLC

Ronald G. Tate, Jr., Esquire  
Robert Batten Farrar, Esquire  
Gallivan, White & Boyd, PA  
PO Box 10589  
Greenville, SC 29603  
Attorney for Volkmar Consulting Services,  
LLC

Michael J. Jordan, Esquire  
Steinberg Law Firm, LLP  
PO Box 1028  
Goose Creek, SC 29455  
Attorney for Petitioners

John C. Hayes, IV, Esquire  
The Hayes Law Firm, LLC  
PO Box 22497  
Charleston, SC 29413  
Attorney for Petitioners

Catherine Dunn Meehan, Esquire  
Steinburg Law Firm, LLP  
Post Office Box 9  
Charleston, SC 29402  
Attorney for Petitioners

Jesse Sanchez, Esquire  
The Law Office of Jesse Sanchez, LLC  
98 ½ Broad Street, Suite B  
Charleston, SC 29401  
Attorney for Petitioners

*S/ Timothy J. Newton*

Brent M. Boyd, Esquire  
Timothy J. Newton, Esquire  
4406-B Forest Drive (29206)  
Post Office Box 6648  
Columbia, South Carolina 29260  
(803) 782-4100, ext. 1210  
(803) 782-4140 (facsimile)  
Attorneys for Respondents  
Coastal Concrete Southeast, LLC and  
Coastal Concrete Southeast II, LLC

Columbia, South Carolina  
December 16, 2021