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May 2, 2013

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

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MAY 02 2013

SC Court of Appeals

RE: *Gregory W. Smith and Stephanie Smith v. D.R. Horton, Inc., et al.*
S.C. Court of Appeals Case No.: 2011-204347
Opinion No.: 5118

Dear Ms. Kitchings:

Please find enclosed for filing an unstapled original and six (6) copies of Appellant D.R. Horton, Inc.'s *Petition for Rehearing* in the above-referenced matter. The original Certificate of Service reflecting service upon counsel for Respondents is attached to the original Petition for Rehearing and copies are attached to copies of the Petition for Rehearing. We have also enclosed our filing fee in the amount of \$25.00, payable to the South Carolina Court of Appeals.

Please contact me if anything further is necessary to ensure that our Petition for Rehearing will be considered.

Very truly yours,



Matthew K. Johnson

MKJ/
Enclosures

cc: Michael A. Timbes, Esq. (w/enclosure)
Phillip W. Segui, Jr., Esq. (w/enclosure)
John T. Chakeris, Esq. (w/enclosure)