

**RECEIVED**

**Feb 28 2022**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Appeal from Marion County  
Court of Common Pleas

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The Honorable W. Haigh Porter, Special Referee

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Case Number 2019-CP-33-00853  
Appellate Case No. 2021-00340

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Avatar Partners CT, LLC, .....Respondent,

-v-

HSGCHG Investments, LLC f/k/a Carolina  
Entertainment Complex, LLC; Partners 95,  
LLC; Oil Barons, Inc.; and Robert D.  
Hartmann, Sr. .... Appellants.

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APPELLANTS' MOTION UNDER RULE 260, SCACR,  
TO DISMISS APPEAL WITH PREJUDICE

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With the consent of the Respondent and under Rule 260, SCACR, Appellants respectfully  
request the above appeal be dismissed, with prejudice.

The parties agree that each shall bear their own costs.

WE SO MOVE:

s/Louis H. Lang, SC Bar No. 3127  
CALLISON TIGHE & ROBINSON, LLC  
1812 Lincoln St., Ste. 200  
PO Box 1390  
Columbia SC 29202-1390  
Telephone: 803-404-6900  
Email: [LouisLang@CallisonTighe.com](mailto:LouisLang@CallisonTighe.com)  
**ATTORNEYS FOR APPELLANTS**

WE CONSENT:

s/Magalie A. Creech (S.C. Bar 78855)  
FINKEL LAW FIRM LLC  
Post Office Box 41489  
Charleston, South Carolina 29423  
Telephone: (843) 577-5460  
Email: [MCreech@FinkelLaw.com](mailto:MCreech@FinkelLaw.com)

**ATTORNEYS FOR RESPONDENT**

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HSGCHG Investments, LLC f/k/a Carolina  
Entertainment Complex, LLC; Partners 95,  
LLC; Oil Barons, Inc.; and Robert D.  
Hartmann, Sr.,

Appellants,

v.

Avatar Partners CT, LLC,

Respondent.

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**PROOF OF SERVICE**

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I hereby certify that, on this date, the **MOTION TO DISMISS** was served on Respondent's counsel via email, pursuant to Supreme Court Order dated June 4, 2020, as amended on May 29, 2020, and by first class U.S. mail as follows:

**ATTORNEY FOR AVATAR PARTNERS CT, LLC:**

Magalie A. Creech (S.C. Bar 78855)  
FINKEL LAW FIRM LLC  
Post Office Box 41489  
Charleston, South Carolina 29423  
Telephone: (843) 577-5460  
Facsimile: (866) 800-7954  
[MCreech@FinkelLaw.com](mailto:MCreech@FinkelLaw.com)

A copy of the service email is attached hereto, as required.

I further certify that all parties required by Rule to be served have been served.

*s/ Louis H. Lang* \_\_\_\_\_  
Louis H. Lang

February 28, 2022  
Columbia, South Carolina

**From:** [Crystal Smith](#)  
**To:** [mcreech@finkellaw.com](mailto:mcreech@finkellaw.com)  
**Cc:** [Louis Lang](#); [Crystal Smith](#)  
**Subject:** Avatar Partners v. HSGCHG (2021-000340)  
**Date:** Monday, February 28, 2022 10:20:29 AM  
**Attachments:** [Motion to Dismiss.pdf](#)  
[POS - Motion to Dismiss.pdf](#)  
[image001.jpg](#)  
[image002.gif](#)  
[Clerk.Court of Appeals.010 - Motion to Dismiss.pdf](#)

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Dear Counsel,

Attached please find the Motion to Dismiss Appeal With Prejudice, Proof of Service, and letter to the appellate clerk regarding the above-referenced matter.

*Sincerely,*

*Crystal C. Smith*

Legal Assistant to Louis H. Lang  
and D. Reece Williams, III

Direct Dial: 803-404-6984



**CRYSTAL S. SMITH** LEGAL ASSISTANT

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