

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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Feb 28 2022

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

S.C. SUPREME COURT

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

Appellate Case No. 2020-001048

Patricia Damico and Lenna Lucas, Individually and on behalf of all others similarly situated, Joshua and Brittany Beutow, 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, Geometries 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, Isidini Mejia, Juan Perez, N&B Construction, LLC, Jose Dias Rodrigues, Livia Sousa, Jose Paz Castro Hernandez, Divinio Aperecido 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.

PROOF OF SERVICE

I, the undersigned, certify that I have served *Petitioners' Petition to Lift Stay as to Discovery and Subcontractor Claims* and corresponding *Exhibits* on behalf of Petitioners Patricia Damico, Joshua and Brettany Beutow, Bryan and Cynthia Camara, Matthew Collins, Jonathan and Teresa Douglass, Czarra and Chad England, Lenna Lucas, and Danny and Ellen Davis Morrow on all counsel of record by mailing and/or emailing them a copy at the addresses listed below on this 28th day of February 2022. Pursuant to the August 25, 2021, Order Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, a copy of the aforementioned email correspondence is attached.

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Respectfully submitted,

A handwritten signature in blue ink that reads "Kim H. Wedd". The signature is written in a cursive style and is positioned above a horizontal line.

Paralegal to Attorney for Appellants
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

February 28, 2022
Charleston, South Carolina

Kim Weldin

From: Kim Weldin
Sent: Monday, February 28, 2022 12:22 PM
To: 'jimwerner@parkerpoe.com'; 'jennamcgee@parkerpoe.com'; 'katondawson@parkerpoe.com'; 'sstephens@arlawsc.com'; 'clawrimore@arlawsc.com'; 'sbrown@ycrlaw.com'; 'cchase@ycrlaw.com'; 'pbd@aikenbridges.com'; 'mjordan@steinberglawfirm.com'; 'cmeehan@steinberglawfirm.com'; 'SPHughes@hghpa.com'; 'kcarlsten@carlockcopeland.com'; 'cemge@rlattorneys.com'; 'bboyd@murphygrantland.com'; 'tnewton@murphygrantland.com'; 'rharrell@murphygrantland.com'; 'dcobb@turnerpadget.com'; 'rkendall@murphygrantland.com'; 'bcraven@murphygrantland.com'; 'snettles@richardsonplowden.com'; 'cganjehsani@richardsonplowden.com'; 'mstubbs@brblegal.com'; 'dnewberry@hallboothsmith.com'; 'cvarnado@seibelsfirm.com'; 'alan.belcher@hallboothsmith.com'; 'ssmith@scnlaw.com'; 'zclosser@scnlaw.com'; 'swheeler@scnlaw.com'; 'erindean@tgdcpa.com'; 'jrogers@wardfirm.com'; 'jelliott@richardsonplowden.com'; 'fhgrimball@richardsonplowden.com'; 'dcleveland@clawsonandstaubes.com'; 'tnicolette@clawsonandstaubes.com'; 'trippett.boineau@mgclaw.com'; 'heath.stewart@mgclaw.com'; 'adam.ribock@mgclaw.com'; 'pflynn@popeflynn.com'; 'mallen@popeflynn.com'; 'mew@roblaw.net'; 'DBlack@hghpa.com'; 'rtate@gwblawfirm.com'; 'bfarrar@gwblawfirm.com'; 'cdubose@hsblawfirm.com'; 'pcristaldi@rclawsc.com'; 'jross@rclawsc.com'; 'swinograd@rclawsc.com'; 'ltownsend@hghpa.com'; 'kwillis@hghpa.com'; 'wcox@hghpa.com'; 'radkins@hghpa.com'; 'bmyers@rclawsc.com'; 'ewelk@rclawsc.com'; 'bdg@aikenbridges.com'; 'jenny@costahoneycutt.com'
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Subject: Patricia Damico v. Lennar Carolinas - Case No. 2020-001048
Attachments: 2020-001048 Damico v Lennar - Petition to Lift Stay 022822.pdf; 2020-001048 Damico v Lennar - Exhibits to Petition to Lift Stay 022822.pdf; JCH Cover Letter Letter to Supreme Court 2.28.22.pdf

Re: *Patricia Damico, et. al. v. Lennar Carolinas, LLC, et al.*
Appellate Case No. 2020-001048
Petition to Lift Stay as to Discovery and Subcontractor Claims

Counsel,

For service, please see the attached cover letter and *Petitioners' Petition to Lift Stay as to Discovery and Subcontractor Claims* and *Exhibits*, which will be filed momentarily with the South Carolina Supreme Court via Electronic Mail.

Should you have any questions regarding this filing, please do not hesitate to contact our office.

Sincerely,

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