

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

6895

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Doyet A. Early, III, Circuit Court Judge

Case No. 2011-CP-40-6800

Byron A. Brown, MD,.....Appellant,

v.

Laurens County Health Care System,
Richard E. D'Alberto, Brian W. Weaver, MD,
Michael D. Stribling, MD, and
Fleming T. Mattox, MD.....Defendants,

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APR 26 2013

SC Court of Appeals

Of Whom Laurens County Health Care System,
Richard E. D'Alberto, and Brian W. Weaver, MD are.....Respondents.

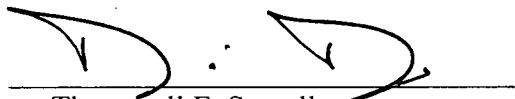
APPELLANT'S MOTION TO WITHDRAW AND DISMISS APPEAL

As a settlement agreement has been entered between the parties settling all claims
in the above-captioned action, the Appellant hereby moves to withdraw and dismiss his
appeal pursuant to Rule 260 (c), SCACR.

[Signature page follows]

SOWELL GRAY STEPP & LAFFITTE, LLC

By:



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Attorneys for Appellant

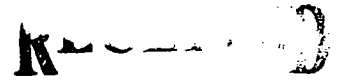
Columbia, South Carolina
April 26, 2013

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Of Whom Laurens County Health Care System,
Richard E. D'Alberto, and Brian W. Weaver, MD are.....Respondents.

PROOF OF SERVICE

I certify that I have served a copy of Appellant's Motion to Withdraw and Dismiss Appeal upon Respondents by depositing a copy of it in the United States Mail, postage prepaid, on April 26, 2013 addressed to their attorneys of record, Russell T. Burke, Esquire, and Jennifer J. Hollingsworth, Esquire, Nexsen Pruet, LLC, P. O. Drawer 2426, Columbia, South Carolina 29202-2426 and by email to rburke@nexsenpruet.com and jhollingsworth@nexsenpruet.com.

David C. Dick
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Post Office Box 11449
Columbia, South Carolina 29211
(803) 929-1400

Attorney for Appellant

April 26, 2013

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VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Edgar Brown Building
1205 Pendleton Street
Columbia, South Carolina 29201

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RE: Byron Brown, MD v. Laurens County Health Care System, Richard E. D'Alberto, Brian W. Weaver, MD, Michael D. Stribling, MD, and Fleming T. Mattox, MD
Civil Action No.: 2011-CP-40-6800
Our File No.: 6412/1500

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Appellant's Motion to Withdraw and Dismiss the Appeal, along with Proof of Service, in the above-referenced matter. This Firm's check in the amount of Twenty-Five and 00/100 Dollars (\$25.00) representative of the filing fee is also enclosed.

I would appreciate your filing as appropriate and returning a clocked-in copy via our courier.

Very truly yours,



David Dick
DCD:ksa

cc: Russell T. Burke, Esquire
Jennifer J. Hollingsworth

2013-000275
A.S