

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

IN THE COURT OF COMMON PLEAS

IN RE: PROTEST OF ZUPAN AND SMITH SAND
CONCRETE CO.

Metromont Materials Corp.,)
)
Plaintiff,)

C.A. No. 88-CP-23-1990

vs.)

ORDER

South Carolina Procurement)
Review Panel,)
)
Defendant.)

FILED CLERK OF COURT
GREENVILLE, S.C.
JUN 7 12 22 PM '88

This matter is before the Court upon motion of plaintiff's counsel, seeking a stay of proceedings pending final administrative review by the defendant South Carolina Procurement Review Panel (Review Panel) on plaintiff's Motion for Rehearing filed with the defendant on May 11, 1988. By Order dated May 19, 1988, a copy of which has been filed in this action, the Procurement Review Panel has granted plaintiff's Motion for Rehearing, subject to an Order of this Court staying proceedings in the within action and conferring jurisdiction upon the Procurement Review Panel to proceed with administrative review.

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WEST

Now, therefore, upon the motion of Koger M. Bradford of Butler, Means, Evins & Browne, Attorneys for plaintiff, and with the consent of Faye A. Flowers, Attorney for the Review Panel, and for good cause shown, it is

ORDERED, that further proceedings in the within action are stayed pending final decision by the defendant Procurement Review Panel In The Matter Of Protest Of Zupan & Smith Sand and Concrete Company, Inc., Quotation No. 9405, Case No. 1988-3. The

defendant need not answer plaintiff's Complaint until thirty (30) days following the service of amended pleadings by plaintiff, should it seek to appeal the final decision of the Procurement Review Panel.

IT IS SO ORDERED.

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W. William B. Traylor, Jr.
Judge, 13th Judicial Circuit

Dated: June 7, 1988

I So Move:

Koger M. Bradford
Koger M. Bradford
Attorney for Metromont
Materials Corp.

I Consent:

Faye A. Flowers
Faye A. Flowers
Attorney for South Carolina
Procurement Review Panel

A Certified Copy
Caroline W. Patton
Ex-Officio Clerk County Court
Greenville County, S.C.
Dated JUN 7 1988