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May 18 2023

S.C. SUPREME COURT

# The Supreme Court of South Carolina

## COMMISSION ON LAWYER CONDUCT

Peyre T. Lumpkin  
Receiver

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May 18, 2023

VIA Email: [Supctfilings@sccourts.org](mailto:Supctfilings@sccourts.org)  
The Honorable Patricia A. Howard  
Clerk of Court, South Carolina Supreme Court  
1231 Gervais Street  
Columbia, SC 29201

RE: In the Matter of James Kristian Falk

Dear Ms. Howard:

On May 4, 2023, the Supreme Court of South Carolina appointed me as Receiver for James Kristian Falk who passed away on May 9, 2023. I am aware that Mr. Falk had a number of pending cases at different stages of appeal. I have not yet been able to enter Mr. Falk's law office or recover any client files, but I hope to gain access to his office within the next week. My office will then begin the process of identifying open matters and notifying clients.

Many of Mr. Falk's cases were assigned pursuant to Rule 608, SCACR. I am diligently working with Herverly Young, Esquire, of the South Carolina Commission on Indigent Defense to identify those cases so that the cases can promptly be reassigned. Mr. Young has already reassigned a number of cases to new counsel, but those new attorneys have not yet had an opportunity to make an appearance in the cases. At this time, I am asking that Mr. Falk's pending appeals be held in abeyance for the next sixty (60) days to allow my office time to recover client files, notify clients, and work with Indigent Defense to reassign the Rule 608 matters.

Sincerely,

Peyre T. Lumpkin  
Receiver

1220 Senate Street, Suite 106  
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cc: Herverly Young, Esquire