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**Aug 28 2023**

**SC Court of Appeals**

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

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**APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas**

The Honorable Mikell R. Scarborough, Master-In-Equity

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Trial Court Case No. 2021-CP-10-3609  
Appellate Case No. 2023-001334

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Jason M. Aryeh, Respondent

v.

Olivia R. Aryeh, Appellant

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**MOTION TO BE RELIEVED AS COUNSEL FOR APPELLANT**

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The undersigned, Wesley E. Henderson, as counsel of record for Olivia R. Aryeh, respectfully moves for an Order of this Court allowing him to withdraw as counsel and have no further responsibilities in this matter. In support thereof, Counsel states the following:

1. Wesley Henderson had previously represented the Defendant, Olivia Aryeh, in an action pending in the Court of Common Pleas in Charleston before The Honorable Mikell Scarborough (Case No. 2021-CP-10-3609).

2. Judge Scarborough issued and filed his Final Order and Judgment on August 15, 2023, ending that action.

3. On or about August 23, 2023, the South Carolina Court of Appeals received Olivia R. Aryeh's Notice of Appeal directly from Defendant Olivia Aryeh.

4. This Motion is made upon the grounds that Ms. Aryeh wants to terminate her representation with Wesley Henderson and Henderson and Henderson, LLC. Please see **Exhibit A** to this Motion.

5. Counsel for Plaintiff, Jason M. Aryeh, consents to this withdrawal, attached as **Exhibit B**.

6. Ms. Aryeh has stated her desire to represent herself in this matter moving forward. See **Exhibit A**.

7. Mr. Henderson's withdrawal is permissible under South Carolina Rules of Civil Procedure 1.16(a)(3) where a lawyer shall not represent a client or where representation has commenced, shall withdraw from representation of a client if the lawyer is discharged.

8. Mr. Henderson's withdrawal is permissible under South Carolina Rules of Civil Procedure 1.16(b)(1) where a lawyer may withdraw when termination can be accomplished without material adverse effect on the interests of the client as well as under South Carolina Rules of Civil Procedure 1.16(b)(5) and 1.16(b)(6).

WHEREFORE, counsel for Olivia R. Aryeh requests that he be permitted to withdraw as counsel of record in this matter.

[signature page to follow]

Respectfully submitted,



Wesley Henderson, SC Bar No. 78665  
Henderson & Henderson, LLC  
6 Charlotte Street  
Charleston, SC 29403  
Telephone: 843-212-3188  
Email: [wesley@hhlawsc.com](mailto:wesley@hhlawsc.com)  
*Attorney for the Defendant*

August 28, 2023  
Charleston, South Carolina

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**Statement for withdrawal**

1 message

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**Olivia Aryeh** <oliviaaryeh@gmail.com>  
To: "Wesley E. Henderson" <wesley@hhlawsc.com>

Mon, Aug 28, 2023 at 12:03 AM

Hi Wesley,

I consent to your withdrawal due to my inability to afford your services. You are an excellent attorney and I am grateful for your hard work and help.

I will now be representing myself.

Thank you,  
Olivia Aryeh



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**Jason M. Aryeh v. Olivia R. Aryeh- 2023-001334**

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**McQuillin, Mac** <mmcquillin@hsblawfirm.com>

Fri, Aug 25, 2023 at 12:57 PM

To: "Wesley E. Henderson" &lt;wesley@hhlawsc.com&gt;

Cc: "Condon, Elliot" &lt;econdon@hsblawfirm.com&gt;, "Hegedus, Hannah" &lt;HHegedus@hsblawfirm.com&gt;

Wesley, we consent to you being relieved as counsel but would ask that the Motion indicate that she has elected to proceed pro se.

Happy to discuss.

-Mac

---

**HAYNSWORTH  
SINKLER BOYD**

Stafford J. ("Mac") McQuillin III | Attorney

Direct 843.724.1120 | mmcquillin@hsblawfirm.com

Haynsworth Sinkler Boyd, P.A.

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**Jason M. Aryeh v. Olivia R. Aryeh- 2023-001334**

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**McQuillin, Mac** <mmcquillin@hsblawfirm.com>

Fri, Aug 25, 2023 at 12:57 PM

To: "Wesley E. Henderson" &lt;wesley@hhlawsc.com&gt;

Cc: "Condon, Elliot" &lt;econdon@hsblawfirm.com&gt;, "Hegedus, Hannah" &lt;HHegedus@hsblawfirm.com&gt;

If she plans on retaining new counsel, we consent to her having seven days for them to file a notice of appearance; otherwise she is proceeding pro se.

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**HAYNSWORTH  
SINKLER BOYD****Stafford J. ("Mac") McQuillin III** | Attorney

Direct 843.724.1120 | mmcquillin@hsblawfirm.com

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[Web](#) | [Bio](#) | [vCard](#) | [Map](#) | [Linked In](#) | [Blog](#)**From:** McQuillin, Mac**Sent:** Friday, August 25, 2023 12:57 PM**To:** 'Wesley E. Henderson' <wesley@hhlawsc.com>**Cc:** Condon, Elliot <econdon@hsblawfirm.com>; Hegedus, Hannah <HHegedus@hsblawfirm.com>**Subject:** RE: Jason M. Aryeh v. Olivia R. Aryeh- 2023-001334

Wesley, we consent to you being relieved as counsel but would ask that the Motion indicate that she has elected to proceed pro se.

Happy to discuss.

-Mac

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## HAYNSWORTH SINKLER BOYD

Stafford J. ("Mac") McQuillin III | Attorney

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**From:** Wesley E. Henderson <[wesley@hhlawsc.com](mailto:wesley@hhlawsc.com)>

**Sent:** Friday, August 25, 2023 9:19 AM

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Trial Court Case No. 2021-CP-10-3609  
Appellate Case No. 2023-001334

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Jason M. Aryeh, Respondent

v.

Oliva R. Aryeh, Appellant

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**AFFIDAVIT OF SERVICE**

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I hereby certify that I have on this date served a copy of the *Motion to be Relieved as Counsel for Appellant* via electronic mail only to the following:

Stafford J. McQuillin, III  
Elliot Condon  
Haynsworth Sinkler Boyd  
134 Meeting St., 3<sup>rd</sup> Floor  
Charleston, South Carolina 29401  
[mmcquillin@hsblawfirm.com](mailto:mmcquillin@hsblawfirm.com)  
[econdon@hsblawfirm.com](mailto:econdon@hsblawfirm.com)

Olivia M. Aryeh  
[oliviaaryeh@gmail.com](mailto:oliviaaryeh@gmail.com)



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Moira McIntire  
Henderson & Henderson

August 28, 2023  
Charleston, South Carolina



August 28, 2023

VIA EMAIL & U.S. MAIL

The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

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**Aug 28 2023**

**SC Court of Appeals**

*Re: Appellate No. 2023-001334  
Jason M. Aryeh, Respondent, v. Olivia R. Aryeh, Appellant*

Dear Ms. Kitchings:

Enclosed for filing in connection with the above-referenced appeal, please find the Motion to be Relieved as Counsel for Appellant together with the Affidavit of Service. Also enclosed is this firm's check made payable to the Court of Appeals in the amount of \$50.00 in satisfaction of the filing fee. Please file these papers with the Court and return any file-stamped copies to me using the enclosed, self-addressed stamped envelope provided for your convenience.

By copy of this letter, I hereby certify that I have served the foregoing upon counsel for the Respondent. Thank you for your assistance in this matter.

Sincerely,

HENDERSON & HENDERSON, LLC

A handwritten signature in blue ink, appearing to read "Moira McIntire".

Moira McIntire

cc: Stafford McQuillin, III  
Elliot Condon