

**Exhibit W (Defendant's Motion to Compel Compliance by a Non-Party to a  
Subpoena Duces Tecum)**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

IN THE FAMILY COURT  
FIFTH JUDICIAL CIRCUIT

JUSTIN M. McGEE, )  
Plaintiff, )

**MOTION AND ORDER INFORMATION  
FORM AND COVERSHEET  
(Pending in Charleston County)**

vs. )

LINDSAY McGEE, )  
Defendant. )

Docket No. 2022-DR-40-3072

|  |  |   |  |
|--|--|---|--|
| Plaintiff's Attorney:<br><u>Jerry N. Theos, Bar No.</u><br>Address:<br><u>11 State Street, Charleston, SC 29401</u><br>Phone: <u>843-577-7046</u> Fax <u>843-203-4985</u><br>E-mail: <u>jerry@theoslaw.com</u> Other: :  |  | Defendant's Attorney:<br><u>Peter G. Currence, Bar No. 13603</u><br>Address:<br><u>Post Office Box 90860, Columbia, SC 29290-1860</u><br>Phone: <u>(803) 776-3130</u> Fax <u>(803) 776-7748</u><br>E-mail: <u>pete@mscmlaw.com</u> Other: : |  |
| <input checked="" type="checkbox"/> <b>MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)</b><br><input type="checkbox"/> <b>FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)</b><br><input type="checkbox"/> <b>PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)</b> |  |   |  |
| <b>SECTION I: Hearing Information</b>  |  |   |  |
| Nature of Motion: <u>Notice of Motion and Motion to Compel Compliance by a Non-Party to a Subpoena Duces Tecum and Other Related Relief</u>  |  |   |  |
| Estimated Time Needed: <u>30 min</u> Court Reporter Needed: <input checked="" type="checkbox"/> YES / <input type="checkbox"/> NO  |  |   |  |
| <b>SECTION II: Motion/Order Type</b>   |  |   |  |
| <input checked="" type="checkbox"/> Written motion attached<br><input type="checkbox"/> Form Motion/Order  |  |   |  |
| I hereby move for relief or action by the court as set forth in the attached proposed order.   |  |   |  |
| <u>Peter G. Currence</u><br>Signature of Attorney for <input type="checkbox"/> Plaintiff / <input checked="" type="checkbox"/> Defendant   |  | <u>July 6, 2023</u><br>Date submitted   |  |
| <b>SECTION III: Motion Fee</b>   |  |   |  |
| <input checked="" type="checkbox"/> PAID – AMOUNT: <u>\$25.00</u>  |  |   |  |
| <input type="checkbox"/> EXEMPT: (check reason)  |  |   |  |
| <input type="checkbox"/> Rule to Show Cause in Child or Spousal Support  |  |   |  |
| <input type="checkbox"/> Domestic Abuse or Abuse and Neglect   |  |   |  |
| <input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party   |  |   |  |
| <input type="checkbox"/> Sexually Violent Predator Act <input type="checkbox"/> Post-Conviction Relief   |  |   |  |
| <input type="checkbox"/> Motion for Stay in Bankruptcy   |  |   |  |
| <input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRCP)   |  |   |  |
| <input type="checkbox"/> Proposed order submitted at request of the court; or,<br>reduced to writing from motion made in open court per judge's instructions   |  |   |  |
| Name of Court Reporter: _____  |  |   |  |
| <input type="checkbox"/> Other: _____  |  |   |  |
| <b>JUDGE'S SECTION</b>   |  |   |  |
| <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order.  |  | JUDGE CODE _____ Date: _____  |  |
| <input type="checkbox"/> Other: _____  |  | Judge Signature: _____  |  |
| <b>CLERK'S VERIFICATION</b>  |  |   |  |
| Collected by: _____  |  | Date Filed: _____   |  |
| <input type="checkbox"/> MOTION FEE COLLECTED: \$ _____  |  |   |  |
| <input type="checkbox"/> CONTESTED – AMOUNT DUE: \$ _____  |  |   |  |

Custodial Parent (if applicable): \_\_\_\_\_  
SCCA 233F (12/2009)

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )  
  
JUSTIN McGEE, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
LINDSAY F. McGEE, )  
 )  
 )  
Defendant. )  
 )  
 )

IN THE FAMILY COURT FOR THE  
FIFTH JUDICIAL CIRCUIT

**NOTICE OF MOTION AND MOTION  
TO COMPEL COMPLIANCE BY A  
NON-PARTY TO A SUBPOENA  
DUCES TECUM AND OTHER  
RELATED RELIEF**

Docket No. 2022-DR-10-3072  
(PENDING IN CHARLESTON  
COUNTY)

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TO: NON-PARTY, CUSTODIAN OF RECORDS OR CORPORATE DESIGNEE FOR  
BANK OF AMERICA:

YOU WILL PLEASE TAKE NOTICE that Defendant, Lindsay McGee, by and  
through Peter Currence undersigned attorneys, will move on the \_\_\_ day of  
\_\_\_\_\_, 2023 at \_\_\_\_\_ .m., or as soon thereafter as counsel may be  
heard, before the Presiding Judge of the Family Court for the Fifth Judicial Circuit at 1701  
Main Street, Columbia, South Carolina for an Order compelling Bank of America, to  
comply with the Subpoena in a Civil Case dated June 13, 2023, and for sanctions for  
failing to properly comply with said Subpoena. This motion is made upon the following  
specific grounds:

1. Upon information and belief, Plaintiff is the administrator of the McGee Law  
Firm domain and controls everyone's account access to the firm email. Plaintiff revoked  
Defendant's access to the McGee Law Firm email domain on or about June 4, 2022. At  
this time, Defendant began using another email address, [lmcgee9310@gmail.com](mailto:lmcgee9310@gmail.com), for  
her email communications.

2. Following the parties' separation in February 2021, Defendant established an individual checking account at Bank of America using only her name, her telephone number, and the email address [lmcgee9310@gmail.com](mailto:lmcgee9310@gmail.com). She specifically did not list the email account [lindsay@mcgee-lawfirm.com](mailto:lindsay@mcgee-lawfirm.com) on this new account.

3. In his Affidavit dated June 12, 2023, Plaintiff stated that he "... recently discovered evidence that [Defendant] purchased marijuana on May 16, 2023 that led me to believe she's been smoking marijuana this whole time and that her boyfriend (Stephen Daniel Fowler) has been providing it to her. On May 16, 2023, at 12:03 p.m., Lindsay sent Fowler \$500.00 via Zelle with the message "Monthly friend fee." To corroborate this allegation, Plaintiff attached as an exhibit a screenshot of an email dated May 16, 2023 to "Lindsay McGee" from Bank of America's online banking. **[Exhibit 1]**

4. When Defendant's counsel inquired as to how Plaintiff obtained a copy of Defendant's personal online banking information on May 16, 2023, Plaintiff's counsel advised that Plaintiff obtained the email from Defendant's McGee Law Firm email account [Lindsay@mcgee-law-firm.com](mailto:Lindsay@mcgee-law-firm.com).

5. Thereafter, Defendant contacted Bank of America to ascertain why her personal financial information was being emailed to her old law firm address which she did not list on her Bank of America account and discovered that someone contacted the Bank of America online banking department on May 13, 2023, was able to provide the requisite personal information such as name, date of birth, and social security number, and added the [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email to the account to receive emails for transactions associated with Defendant's personal bank account.

6. On or about May 1, 2023, Defendant began doing contract work for The McGee Law Firm. On or about May 10, 2023, Plaintiff asked Defendant to resume using her McGee Law Firm email, [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com), and Defendant signed into her McGee Law Firm email that same day. Upon information about belief, Plaintiff again restricted Defendant's access to the [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email account within a few days of the May 12, 2023, incident which resulted in Plaintiff being charged criminally. Defendant did not have access to the [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email from June 4, 2022 until May 10, 2023, nor has she had access to the account after it was again restricted following the May 12<sup>th</sup> incident.

7. By subpoena dated June 13, 2023 [**Exhibit 2**], which was served by way of hand-delivery on June 14, 2023, upon CT Corporation as Registered Agent for Bank of America, Defendant request that Bank of America provide the following:

**DOCUMENTS TO BE PRODUCED FOR INSPECTION AND COPYING**

1. For the personal checking account in the name of Lindsay McGee (DOB 08/29/1985), Acct #223028544639, please provide the following:
  - a. The transaction records indicating when [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email was added as a correspondence address and the IP address from which this email was set up.
  - b. A complete copy of all emails sent to [lindsay@mcgee-lawfirm.com](mailto:lindsay@mcgee-lawfirm.com).
  - c. All IP addresses that have accessed this account
2. For all accounts in the name of L. McGee Family Law, please provide the following:
  - a. The transaction records for every email listed as a correspondence address and the IP address from which this email was set up.
  - b. A complete copy of all emails sent to the email identified above.
  - c. All other IP addresses that have accessed this account

8. Bank of America provided a substantial amount of information, however, specifically did not provide information needed to identify the individual who, without authorization, accessed Defendant's account. The information did, however, disclose an unknown IP address which accessed Defendant's account at the precise date and time the [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email was added to her account.

9. By subpoena dated June 22, 2023 **[Exhibit 3]**, served upon the Registered Agent, CT Corporation, by Certified Mail, Defendant served a more detailed subpoena request that Bank of America provide the following:

**DOCUMENTS TO BE PRODUCED FOR INSPECTION AND COPYING**

1. For the log in information identified on the spreadsheet attached hereto in lines 155 through 164, IP address 69.47.199.158, on March 13, 2023 from 7:23:01-07:26:36, please provide the following information:

1. Confirm that the IP address 69.47.199.158 was generated by a router internal to Bank of America.
2. If the response to request #1 is in the affirmative, was this activity a result from a telephone call and, if so, produce a copy of the recording or transcript from the telephone call.

10. By letter dated June 28, 2023, Bank of America refused to provide the information requested stating that "...we don't provide information for civil cases only records." **[Exhibit 4]** Bank of America further refused to disclose whether the IP address 69.47.199.158 was generated by a router internal to Bank of America.

11. Upon information and belief, Bank of America maintains records of all telephone calls to their online banking department as notice is given to all callers that their calls are being recorded. Upon further information and belief, Bank of American maintains

logs of all calls, as Defendant learned when she contacted Bank of America about the unauthorized access to her account.

12. Upon information and belief, someone first attempted to gain unauthorized access to Defendant's Bank of America account online. Subsequently, the individual then called the online banking department and provided the requisite information, at which time a Bank of America representative access Defendant's account internally, which resulted in the unidentifiable IP address, and added the [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email to Defendant's account.

13. Defendant did not have access to her McGee Law Firm email from June 4, 2022 until May 10, 2023. Defendant is informed and believes that the only person who had access to that account was Plaintiff, who has been and continues to be the administrator. Defendant is informed and believes that the information requested in the June 22, 2023 subpoena may disclose, among other information, the name of the caller, the number from which the call was generated, and the voice of the caller.

14. Defendant is informed and believes that whether the intrusion to her account was done online or via telephone, that Bank of America allowed an unauthorized access to Defendant's personal financial information which continued for approximately one month, that Bank of America has the information which may reveal the identity of the "hacker" or culprit, and that Bank of America should therefore be compelled to immediately produce the information responsive to Defendant's June 22, 2023 subpoena. Defendant is informed and believes that there is no legal basis for Bank of America to assert an internal policy as a basis to refuse compliance with Defendant's valid subpoena

commanding production of documents and information that pertain to Defendant's account.

15. Defendant is informed and believes that Bank of America should be ordered to immediately and without delay provide all information responsive to the June 22, 2023 Subpoena *duces tecum*.

16. As a result of Bank of America's refusal to comply with the attached Subpoena, Defendant has incurred attorney's fees, costs and suit money for the necessity of the filing of this motion. Defendant is informed and believes that Bank of America should be required to pay her attorney's fees, costs, and suit money for the necessity of enforcing compliance.

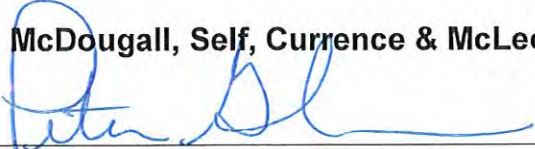
#### **RULE 11 AFFIRMATION**

The undersigned attorney certifies that prior to the filing of this Motion, he has communicated with Bank of America and has attempted in good faith to resolve the matter contained in the Motion.

This motion will be further based upon the pleadings herein, applicable South Carolina statutory and case law, and upon such affidavits, depositions and testimony as may be attached hereto or presented at the hearing on this motion.

**McDougall, Self, Currence & McLeod, LLP**

By: \_\_\_\_\_

  
Peter G. Currence  
791 Greenlawn Drive, Suite 4  
Post Office Box 90860  
Columbia, SC 29290  
Telephone: (803) 776-3130  
Facsimile: (803) 776-7748  
Attorney for Defendant

Columbia, SC  
July 7, 2023.



STATE OF SOUTH CAROLINA  
COUNTY OF CHARLESTON

JUSTIN MCGEE,

Plaintiff,

v.

LINDSAY FOREBACK MCGEE,

Defendant.

IN THE FAMILY COURT FOR THE  
NINTH JUDICIAL CIRCUIT  
CASE NO.: 2022-DR-10-3072

**AFFIDAVIT OF PLAINTIFF FILED IN  
SUPPORT OF MOTION FOR  
TEMPORARY RELIEF**

PERSONALLY appeared before me, Justin McGee, who, being first duly sworn, deposes and states as follows:

1. I am the Plaintiff in this action, over 18, and reside in Charleston County, South Carolina.

Background

2. Lindsay and I met in law school. We graduated law school in December 2009 and started a law firm in 2011. We were married on March 10, 2012. We have three children together: an eight-year-old son, CHM; a six-year-old son, HMM; and a three-year-old daughter, AJM.<sup>1</sup>

3. Lindsay and I separated on May 29, 2022, though we spent two nights together after that (on July 6<sup>th</sup> and 29<sup>th</sup>, 2022).

Fatherhood

4. From the time our children were born, I have been involved in every aspect of parenting and their day-to-day life. My entire life is dedicated to being a parent and serving my family. I work, I do projects around the house, and I am a father. From January 2020 up until May 12, 2023, my children have not spent more than a week apart from me. Until Christmas II visitation last year, the children had not gone more than two days without seeing me in three years (almost all of AJM's life).

5. Historically, I handled the vast majority of the nighttime feedings for all three kids when they were infants and young toddlers. I picked up and dropped off our kids to school and daycare

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<sup>1</sup> See photographs of our children attached hereto as Exhibit A.

42. More importantly, I recently discovered evidence that she purchased marijuana on May 16, 2023 that led me to believe she's been smoking marijuana this whole time and that her boyfriend (Stephen Daniel Fowler) has been providing it to her. On May 16, 2023, at 12:03 p.m., Lindsay sent Fowler \$500.00 via Zelle with the message, "Monthly friend fee."<sup>26</sup> Lindsay later went to Juanita Greenberg's in Mount Pleasant to meet Fowler.<sup>27</sup> This is an amount consistent with a monthly marijuana purchase for Lindsay and I cannot imagine any other reason for this transaction.

43. Lindsay promised me, repeatedly, that she stopped using marijuana in September 2022. I tried to believe her and I noticed that she did not appear to be making trips to procure marijuana when a GPS tracker was in place, which seemed to support her assurances. However, she was seeing Fowler regularly and him providing marijuana to her now makes sense.

44. Lindsay says I didn't take any action after she failed her October 18, 2022 hair test. Lindsay said she'd stopped using marijuana repeatedly and I believed her. She agreed to take tests to show declining levels. Then she refused to submit to subsequent testing, but continued saying she wasn't using. When I obtained a picture of her using at a bar on March 28, 2023, she said that was the first time she'd used since mid-September 2022. Her affidavit contradicts her prior statements.<sup>28</sup>

45. Lindsay said I was the person supplying her with her marijuana before we separated. This is not true. Lindsay obtained edibles and marijuana from several sources, including using the law firm's Fed Ex account, without my consent and over my repeated objections, to send and receive illegal drugs from friends in other states, including Oregon and New York. Upon information and belief, this continued after we separated.

46. Lindsay also regularly purchased marijuana from Taylor Calcote and would pick it up from his residence. He would leave marijuana inside a grill or in boots outside his house and she would retrieve and replace it with money or Venmo him. Lindsay and Taylor started hanging out in his

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<sup>26</sup> See screenshot attached hereto as Exhibit J.

<sup>27</sup> Juanita Greenberg is bar and restaurant that has served as a regular meeting place for Lindsay and Fowler. See Affidavit of Private Investigator, John Clayton, filed contemporaneously herewith.

<sup>28</sup> See Affidavit of Defendant filed on June 6, 2023 at ¶18.

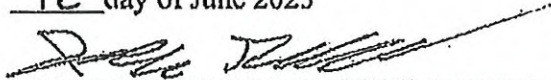
172. I am asking that the Family Court allow me to return to the primary role in our children's lives that I have always played. I am also asking that the Court take all necessary steps to ensure the safety of the children when with Lindsay.

FURTHER AFFIANT SAYETH NAUGHT!



JUSTIN McGEE

SWORN TO before me this  
12<sup>th</sup> day of June 2023



NOTARY PUBLIC FOR SOUTH CAROLINA

My commission expires: 9/22/2032

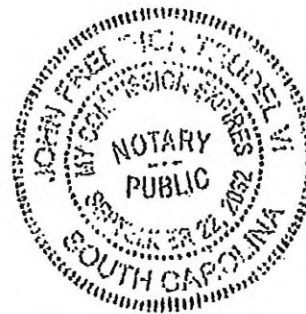


Exhibit J

You sent \$500.00 to Dan



Bank of America <onlinebanking@ealerts.bankofamerica.com>  
To Lindsay McGee

Reply | Reply All | Forward | Tue 5/16/2023 12:03 PM

**i** If there are problems with how this message is displayed, click here to view it in a web browser.  
Click here to download pictures. To help protect your privacy, Outlook prevented automatic download of some pictures in this message.



### You sent \$500.00 to Dan

|                   |                    |
|-------------------|--------------------|
| Sent from account | ending in 4639     |
| To                | 843-814-7131       |
| Your message      | Monthly friend fee |

[View your balance](#)

Confirmation lu16qjwb4

If you didn't make this payment, contact us





# McDougall | Self | Currence & McLeod | LLP

John O. McDougall\*†  
Michael W. Self\*◊  
Peter G. Currence  
Ryan A. McLeod\*‡  
Alyssa H. Richardson  
R. Jason Hall^  
Adam Pickworth

791 Greenlawn Dr. Suite 4, Columbia, SC 29209-2641  
P.O. Box 90860, Columbia, SC 29290-1860  
803.776.3130 phone; 803.776.7748 fax  
21 East Calhoun St., Sumter, SC 29150-4315  
P.O. Box 2197, Sumter, SC 29151-2197  
803.778.5062 phone; 803.778.6908 fax

June 13, 2023

**VIA CERTIFIED MAIL/RETURN RECEIPT**

Bank of America Corporation  
c/o CT Corporation System  
2 Office Park Court, Suite 103  
Columbia, SC 29223

Re: Justin McGee v Lindsay Foreback McGee  
Docket # 2022-DR-10-3072

Dear Sir/Madam:

I represent Lindsay Foreback McGee in regard to a domestic matter that is pending in the Family Court of the Ninth Judicial Circuit, Charleston County, South Carolina. The Defendant is represented by Marie-Louise Ramsdale. Pursuant to Rule 45(b)(1) of the South Carolina Rules of Civil Procedure, I am providing a copy of this Subpoena to Defendant's counsel.

Enclosed for service upon you, please find a Subpoena *duces tecum* which requests the production of certain records and documents. These documents are due on the date specified on the Subpoena, **Thursday, June 29, 2023 at 5:00 p.m.** The documents may be faxed to (803) 961-6653, emailed to my legal assistant, Lori Ross, at [lori@mscmlaw.com](mailto:lori@mscmlaw.com), or mailed to McDougall, Self, Currence & McLeod, LLP, Attn: Peter G. Currence, 791 Greenlawn Drive, Suite 4, Columbia, South Carolina 29209-2641. Of course, I will be happy to pay for any reasonable costs associated with this request. **If the costs are expected to exceed \$50, please contact me for pre-approval before the costs are incurred.**

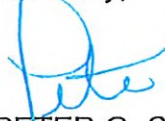
I have also included an Affidavit for the Custodian of Records to complete and send back with the records. If your office already has a form to use to certify the records, you may use that form in place of the enclosed Affidavit. Please make sure the form is notarized so that we can submit the same to our Family Courts.

Reply to Columbia | [pete@mscmlaw.com](mailto:pete@mscmlaw.com) | [www.mscmlaw.com](http://www.mscmlaw.com)

June 13, 2023  
Page 2

Upon receipt of this correspondence and enclosures, should you have any questions in regard thereto, please do not hesitate to contact me. Thank you for your cooperation in regard to the above and with kind regards.

Sincerely,



PETER G. CURRENCE

PGC:lr

Enclosures

cc: Lindsay McGee (via email only)  
Marie-Louise Ramsdale (via email only)

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF RICHLAND )  
 )  
 Justin McGee, )  
 \_\_\_\_\_ )  
 Plaintiff, )  
 vs. )  
 Lindsay Foreback McGee, )  
 \_\_\_\_\_ )  
 Defendant. )

IN THE FAMILY COURT  
FIFTH JUDICIAL CIRCUIT

**SUBPOENA IN A CIVIL CASE**  
*(case pending in Charleston County)*

Docket No. 2022-DR-10-3072

**TO: Bank of America Corporation c/o CT Corporation System, 2 Office Park Court, Suite 103**  
Columbia, SC 29223

YOU ARE COMMANDED to appear in the above-named court at the place, and time specified below to testify in the above case.

|                    |               |
|--------------------|---------------|
| PLACE OF TESTIMONY | COURTROOM     |
|                    | DATE AND TIME |

YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

|                     |               |
|---------------------|---------------|
| PLACE OF DEPOSITION | DATE AND TIME |
|---------------------|---------------|

YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects in your possession, custody or control at the place, date and time specified below (list documents or objects):  
**SEE ATTACHED EXHIBIT "A" FOR LIST OF DOCUMENTS TO BE PRODUCED.**

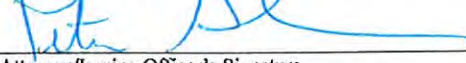
|   |   |
|---|---|
| PLACE <b>MAIL REQUESTED DOCUMENTS TO:</b><br><b>McDougall, Self, Currence &amp; McLeod, LLP</b><br><b>791 Greenlawn Drive, Suite 4, Columbia, SC 29209-2641</b><br><b>OR PO Box 90860, Columbia, SC 29290-1860</b><br><b>OR emailed to <a href="mailto:lori@mscmlaw.com">lori@mscmlaw.com</a></b> | DATE AND TIME <u>ON OR BEFORE</u><br><b>Thursday, June 29, 2023, at 5:00 pm</b> |
|---|---|

YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

|          |               |
|----------|---------------|
| PREMISES | DATE AND TIME |
|----------|---------------|

ANY SUBPOENAED ORGANIZATION NOT A PARTY TO THIS IS HEREBY DIRECTED TO RULE 30(b)(6), SOUTH CAROLINA RULES OF CIVIL PROCEDURE, TO FILE A DESIGNATION WITH THE COURT SPECIFYING ONE OR MORE OFFICERS, DIRECTORS, OR MANAGING AGENTS, OR OTHER PERSONS WHO CONSENT TO TESTIFY ON ITS BEHALF, SHALL SET FORTH, FOR EACH PERSON DESIGNATED, THE MATTERS ON WHICH HE WILL TESTIFY OR PRODUCE DOCUMENTS OR THINGS. THE PERSON SO DESIGNATED SHALL TESTIFY AS TO MATTERS KNOWN OR REASONABLY AVAILABLE TO THE ORGANIZATION.

I CERTIFY THAT THE SUBPOENA IS ISSUED IN COMPLIANCE WITH RULE 45(e)(1), AND THAT NOTICE AS REQUIRED BY RULE 45(b)(1) HAS BEEN GIVEN TO ALL PARTIES.

|   |         |                   |
|---|---------|-------------------|
|  | 6/13/23 | Peter G. Currence |
| Attorney/Issuing Officer's Signature  | Date    | Print Name        |

Indicate if Attorney for Plaintiff or Defendant  
 Attorney's Address and Telephone Number :  
**McDougall, Self, Currence & McLeod, LLP, 791 Greenlawn Drive, Suite 4, PO Box 90860, Columbia, SC 29290;**  
**Phone: (803) 776-3130; Fax (803) 776-7748**  
**Attorney for Defendant**

|  |      |            |
|--|------|------------|
| Clerk of Court/Issuing Officer's Signature             | Date | Print Name |
| Pro Se Litigant's Name, Address and Telephone Number : |      |            |

Custodial Parent (if applicable):

**PROOF OF SERVICE**

|  |  |  |
|--|--|--|
| <b>SERVED</b>  | DATE: June 14, 2023  | <b>FEES AND MILEAGE TENDERED TO WITNESS UPON DAILY ARRIVAL</b><br><input type="checkbox"/> YES <input type="checkbox"/> NO   AMOUNT \$ |
|  | PLACE: 2 Office Park Court, Suite 103,<br>Columbia, SC 29223 |  |
| SERVED ON: Bank of America Corporation c/o CT Corporation System |  | MANNER OF SERVICE: certified mail / return receipt   |
| SERVED BY: Lori Ross   |  | TITLE: Paralegal   |

**DECLARATION OF SERVER**

I certify that the foregoing information contained in the Proof of Service is true and correct.

Executed on 14<sup>th</sup> day of June, 2023.

\_\_\_\_\_  
SIGNATURE OF SERVER

791 Greenlawn Drive, Suite 4, Columbia, South Carolina 29209  
ADDRESS OF SERVER

Rule 45, South Carolina Rules of Civil Procedure, Parts (c) and (d):

**(c) Protection of Persons Subject to Subpoenas.**

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated electronically stored information, books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial. A party or an attorney responsible for the issuance and service of a subpoena for production of books, papers and documents without a deposition shall provide to another party copies of documents so produced upon written request. The party requesting copies shall pay the reasonable costs of reproduction.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises—or to producing electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time in the court that issued the subpoena for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which a subpoena was issued, or regarding a subpoena commanding appearance at a deposition, or production or inspection directed to a non-party, the court in the county where the non-party resides, is employed or regularly transacts business in person, shall quash or modify the subpoena if it:

(i) fails to allow reasonable time for compliance; or

(ii) requires a person who is not a party nor an officer, director or managing agent of a party, nor a general partner of a partnership that is a party, to travel more than 50 miles from the county where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held; or

(iii) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) If a subpoena:

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party nor an officer, director or managing agent of a party, nor a general partner of a partnership that is a party, to incur substantial expense to travel from the county where that person resides, is employed or regularly transacts business in person, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) Duties in Responding to Subpoena.**

(1)(A) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

(D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(6)(B). The court may specify conditions for the discovery.

(2)(A) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(B) If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, the receiving party must take reasonable steps to retrieve the information. The person who produced the information must preserve the information until the claim is resolved.

**EXHIBIT A**  
**Subpoena *duces tecum* to**  
**Bank of America Corporation**

**DEFINITIONS**

1. The term "documents", as defined by South Carolina Rules of Evidence 1001(1), means letters, words, sounds, or numbers, or their equivalent, set down by handwriting, typewriting, printing, photostating, photographing, magnetic impulse, mechanical or electronic recording, electronically stored information (ESI) or other form of data compilation.
2. The term "photographs", as defined by South Carolina Rules of Evidence 1001(2), includes still photographs, X-ray films, video tapes, motion pictures or other similar methods of recording information.
3. The term "you" and "your" when used in these requests refers to the party to whom this subpoena *duces tecum* is directed, its officers, directors, managers, members, partners, affiliates or employees.
4. The use of male, female or neutral gender in these requests incorporates all genders and should not be construed to limit the information requested in any way. The use of the singular form of any word includes the plural and vice versa.
5. If you withhold under the claim of privilege any documents covered by this subpoena *duces tecum*, please furnish a list specifying each document for which the privilege is claimed together with the date, author, recipient, person(s) to whom copies were furnished, together with their job titles, basis on which privilege is claimed, and a sufficient description of the subject matter of the document to allow description to the Court for ruling on the claim of privilege.

**DOCUMENTS TO BE PRODUCED FOR INSPECTION AND COPYING**

1. For the personal checking account in the name of Lindsay McGee (DOB 08/29/1985), Acct Ending #4639, please provide the following:
  - a. The transaction records indicating when [Lindsay@mcgee-lawfirm.com](mailto:Lindsay@mcgee-lawfirm.com) email was added as a correspondence address and the IP address from which this email was set up.
  - b. A complete copy of all emails sent to [lindsay@mcgee-lawfirm.com](mailto:lindsay@mcgee-lawfirm.com).
  - c. All IP addresses that have accessed this account

2. For all accounts in the name of L. McGee Family Law, please provide the following:

- a. The transaction records for every email listed as a correspondence address and the IP address from which this email was set up.
- b. A complete copy of all emails sent to the email identified above.
- c. All other IP addresses that have accessed this account

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

IN THE FAMILY COURT FOR THE  
NINTH JUDICIAL CIRCUIT

Justin McGee, )

Plaintiff, )

vs. )

Lindsay Foreback McGee, )

Defendant. )

**AFFIDAVIT OF CUSTODIAN  
OF RECORDS**

Docket No.  
2022-DR-10-3072

PERSONALLY APPEARED BEFORE ME, \_\_\_\_\_,

who first being duly sworn testifies:

1. I am \_\_\_\_\_. I am employed by Bank of America Corporation, in the position of \_\_\_\_\_.

2. I am the duly authorized and designated custodian of records for Bank of America Corporation and am duly authorized to certify such records.

3. I certify that the attached documents, which were provided to McDougall, Self, Currence & McLeod, LLP, per a subpoena, are true and correct copies of the original documents from Bank of America Corporation. Said records were prepared by the personnel of Bank of America Corporation in the ordinary course of business.

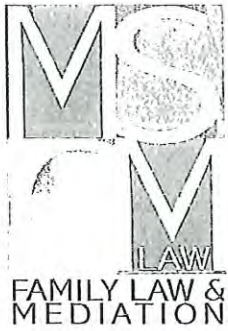
SIGNATURE \_\_\_\_\_

PRINT NAME \_\_\_\_\_

SWORN to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 2023

\_\_\_\_\_  
NOTARY PUBLIC  
STATE OF  
My Commission Expires: \_\_\_\_\_





# McDougall Self Currence McLeod LLP

John O. McDougall\*†  
Michael W. Self\*‡  
Peter G. Currence  
Ryan A. McLeod\*‡  
Alyssa H. Richardson  
R. Jason Hall^  
Adam Pickworth

791 Greenlawn Dr. Suite 4, Columbia, SC 29209-2641  
P.O. Box 90860, Columbia, SC 29290-1860  
803.776.3130 phone; 803.776.7748 fax  
21 East Calhoun St., Sumter, SC 29150-4315  
P.O. Box 2197, Sumter, SC 29151-2197  
803.778.5062 phone; 803.778.6908 fax

June 22, 2023

## VIA CERTIFIED MAIL/RETURN RECEIPT

Bank of America Corporation  
c/o CT Corporation System  
2 Office Park Court, Suite 103  
Columbia, SC 29223

Re: Justin McGee v Lindsay Foreback McGee  
Docket # 2022-DR-10-3072

Dear Sir/Madam:

I represent Lindsay Foreback McGee in regard to a domestic matter that is pending in the Family Court of the Ninth Judicial Circuit, Charleston County, South Carolina. The Defendant is represented by Marie-Louise Ramsdale. Pursuant to Rule 45(b)(1) of the South Carolina Rules of Civil Procedure, I am providing a copy of this Subpoena to Defendant's counsel.

Enclosed for service upon you, please find a Subpoena *duces tecum* which requests the production of certain records and documents. These documents are due on the date specified on the Subpoena, **Friday, June 30, 2023 at 5:00 p.m.** The documents may be faxed to (803) 961-6653, emailed to my legal assistant, Lori Ross, at [lori@mscmlaw.com](mailto:lori@mscmlaw.com), or mailed to McDougall, Self, Currence & McLeod, LLP, Attn: Peter G. Currence, 791 Greenlawn Drive, Suite 4, Columbia, South Carolina 29209-2641. Of course, I will be happy to pay for any reasonable costs associated with this request. **If the costs are expected to exceed \$50, please contact me for pre-approval before the costs are incurred.**

I have also included an Affidavit for the Custodian of Records to complete and send back with the records. If your office already has a form to use to certify the records, you may use that form in place of the enclosed Affidavit. Please make sure the form is notarized so that we can submit the same to our Family Courts.

Reply to Columbia | [pete@mscmlaw.com](mailto:pete@mscmlaw.com) | [www.mscmlaw.com](http://www.mscmlaw.com)

Upon receipt of this correspondence and enclosures, should you have any questions in regard thereto, please do not hesitate to contact me. Thank you for your cooperation in regard to the above and with kind regards.

Sincerely,



PETER G. CURRENCE

  
PGC:lr  
Enclosures

cc: Lindsay McGee (via email only)  
Marie-Louise Ramsdale (via email only)  
Jerry Theos (via email only)

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF RICHLAND )  
 )  
 Justin McGee, )  
 ) Plaintiff, )  
 vs. )  
 Lindsay Foreback McGee, )  
 ) Defendant. )

IN THE FAMILY COURT  
FIFTH JUDICIAL CIRCUIT

**SUBPOENA IN A CIVIL CASE**  
*(case pending in Charleston County)*

Docket No. 2022-DR-10-3072

**TO: Bank of America Corporation c/o CT Corporation System, 2 Office Park Court, Suite 103**  
Columbia, SC 29223

YOU ARE COMMANDED to appear in the above-named court at the place, and time specified below to testify in the above case.

|                    |               |
|--------------------|---------------|
| PLACE OF TESTIMONY | COURTROOM     |
|                    | DATE AND TIME |

YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

|                     |               |
|---------------------|---------------|
| PLACE OF DEPOSITION | DATE AND TIME |
|---------------------|---------------|

YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects in your possession, custody or control at the place, date and time specified below (list documents or objects):

**SEE ATTACHED EXHIBIT "A" FOR LIST OF DOCUMENTS TO BE PRODUCED.**

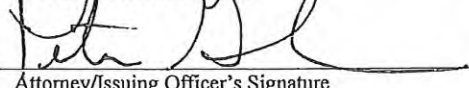
|   |   |
|---|---|
| PLACE <u>MAIL REQUESTED DOCUMENTS TO:</u><br><b>McDougall, Self, Currence &amp; McLeod, LLP</b><br><b>791 Greenlawn Drive, Suite 4, Columbia, SC 29209-2641</b><br><u>OR PO Box 90860, Columbia, SC 29290-1860</u><br><u>OR emailed to <a href="mailto:lori@mscmlaw.com">lori@mscmlaw.com</a></u> | DATE AND TIME <u>ON OR BEFORE</u><br><br><b>Friday, June 30, 2023 @ 5:00 p.m.</b> |
|---|---|

YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

|          |               |
|----------|---------------|
| PREMISES | DATE AND TIME |
|----------|---------------|

ANY SUBPOENAED ORGANIZATION NOT A PARTY TO THIS IS HEREBY DIRECTED TO RULE 30(b)(6), SOUTH CAROLINA RULES OF CIVIL PROCEDURE, TO FILE A DESIGNATION WITH THE COURT SPECIFYING ONE OR MORE OFFICERS, DIRECTORS, OR MANAGING AGENTS, OR OTHER PERSONS WHO CONSENT TO TESTIFY ON ITS BEHALF, SHALL SET FORTH, FOR EACH PERSON DESIGNATED, THE MATTERS ON WHICH HE WILL TESTIFY OR PRODUCE DOCUMENTS OR THINGS. THE PERSON SO DESIGNATED SHALL TESTIFY AS TO MATTERS KNOWN OR REASONABLY AVAILABLE TO THE ORGANIZATION.

I CERTIFY THAT THE SUBPOENA IS ISSUED IN COMPLIANCE WITH RULE 45(c)(1), AND THAT NOTICE AS REQUIRED BY RULE 45(b)(1) HAS BEEN GIVEN TO ALL PARTIES.

|  |         |                          |
|--|---------|--------------------------|
|  | 6/22/23 | <b>Peter G. Currence</b> |
| Attorney/Issuing Officer's Signature   | Date    | Print Name               |

Indicate if Attorney for Plaintiff or Defendant  
 Attorney's Address and Telephone Number :

**McDougall, Self, Currence & McLeod, LLP, 791 Greenlawn Drive, Suite 4, PO Box 90860, Columbia, SC 29290;**  
**Phone: (803) 776-3130; Fax (803) 776-7748**

**Attorney for Defendant**

|  |      |            |
|--|------|------------|
| Clerk of Court/Issuing Officer's Signature             | Date | Print Name |
| Pro Se Litigant's Name, Address and Telephone Number : |      |            |

Custodial Parent (if applicable):

**PROOF OF SERVICE**

|  |  |   |
|--|--|---|
| <b>SERVED</b>  | DATE: June 22, 2023  | FEES AND MILEAGE TENDERED TO WITNESS UPON DAILY ARRIVAL               |
|  | PLACE: 2 Office Park Court, Suite 103,<br>Columbia, SC 29223 | <input type="checkbox"/> YES <input type="checkbox"/> NO    AMOUNT \$ |
| SERVED ON: Bank of America Corporation c/o CT Corporation System |  | MANNER OF SERVICE: certified mail / return receipt                    |
| SERVED BY: Lori Ross   |  | TITLE: Paralegal  |

**DECLARATION OF SERVER**

I certify that the foregoing information contained in the Proof of Service is true and correct.

Executed on 14<sup>th</sup> day of June, 2023.

\_\_\_\_\_  
SIGNATURE OF SERVER

791 Greenlawn Drive, Suite 4, Columbia, South Carolina 29209  
ADDRESS OF SERVER

Rule 45, South Carolina Rules of Civil Procedure, Parts (c) and (d):

**(c) Protection of Persons Subject to Subpoenas.**

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated electronically stored information, books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial. A party or an attorney responsible for the issuance and service of a subpoena for production of books, papers and documents without a deposition shall provide to another party copies of documents so produced upon written request. The party requesting copies shall pay the reasonable costs of reproduction.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises—or to producing electronically stored information in the form or forms requested. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time in the court that issued the subpoena for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which a subpoena was issued, or regarding a subpoena commanding appearance at a deposition, or production or inspection directed to a non-party, the court in the county where the non-party resides, is employed or regularly transacts business in person, shall quash or modify the subpoena if it:

- (i) fails to allow reasonable time for compliance; or
- (ii) requires a person who is not a party nor an officer, director or managing agent of a party, nor a general partner of a partnership that is a party, to travel more than 50 miles from the county where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c)(3)(B)(iii) of this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held; or
- (iii) requires disclosure of privileged or otherwise protected matter and no exception or waiver applies; or
- (iv) subjects a person to undue burden.

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- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

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**(d) Duties in Responding to Subpoena.**

(1)(A) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(B) If a subpoena does not specify the form or forms for producing electronically stored information, a person responding to a subpoena must produce the information in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) A person responding to a subpoena need not produce the same electronically stored information in more than one form.

(D) A person responding to a subpoena need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or to quash, the person from whom discovery is sought must show that the information sought is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(6)(B). The court may specify conditions for the discovery.

(2)(A) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

(B) If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has and may not use or disclose the information until the claim is resolved. A receiving party may promptly present the information to the court under seal for a determination of the claim. If the receiving party disclosed the information before being notified, the receiving party must take reasonable steps to retrieve the information. The person who produced the information must preserve the information until the claim is resolved.

**EXHIBIT A**  
**Subpoena *duces tecum* to**  
**Bank of America Corporation**

**DEFINITIONS**

1. The term "documents", as defined by South Carolina Rules of Evidence 1001(1), means letters, words, sounds, or numbers, or their equivalent, set down by handwriting, typewriting, printing, photostating, photographing, magnetic impulse, mechanical or electronic recording, electronically stored information (ESI) or other form of data compilation.
2. The term "photographs", as defined by South Carolina Rules of Evidence 1001(2), includes still photographs, X-ray films, video tapes, motion pictures or other similar methods of recording information.
3. The term "you" and "your" when used in these requests refers to the party to whom this subpoena *duces tecum* is directed, its officers, directors, managers, members, partners, affiliates or employees.
4. The use of male, female or neutral gender in these requests incorporates all genders and should not be construed to limit the information requested in any way. The use of the singular form of any word includes the plural and vice versa.
5. If you withhold under the claim of privilege any documents covered by this subpoena *duces tecum*, please furnish a list specifying each document for which the privilege is claimed together with the date, author, recipient, person(s) to whom copies were furnished, together with their job titles, basis on which privilege is claimed, and a sufficient description of the subject matter of the document to allow description to the Court for ruling on the claim of privilege.

**DOCUMENTS TO BE PRODUCED FOR INSPECTION AND COPYING**

1. For the log in information identified on the spreadsheet attached hereto in lines 155 through 164, IP address 69.47.199.158, on March 13, 2023 from 7:23:01-07:26:36, please provide the following information:
  1. Confirm that the IP address 69.47.199.158 was generated by a router internal to Bank of America.
  2. If the response to request #1 is in the affirmative, did this activity stem from a telephone call and, if so, produce a copy of the recording or transcript from the telephone call or calls.

3. Provide a log of the telephone call or calls including the incoming number or other identifying caller information for the caller or callers.

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

IN THE FAMILY COURT FOR THE  
NINTH JUDICIAL CIRCUIT

Justin McGee, )  
 )  
Plaintiff, )

**AFFIDAVIT OF CUSTODIAN  
OF RECORDS**

vs. )

Lindsay Foreback McGee, )  
 )  
Defendant. )

Docket No.  
2022-DR-10-3072

PERSONALLY APPEARED BEFORE ME, \_\_\_\_\_,

who first being duly sworn testifies:

1. I am \_\_\_\_\_. I am employed by Bank of America Corporation, in the position of \_\_\_\_\_.

2. I am the duly authorized and designated custodian of records for Bank of America Corporation and am duly authorized to certify such records.

3. I certify that the attached documents, which were provided to McDougall, Self, Currence & McLeod, LLP, per a subpoena, are true and correct copies of the original documents from Bank of America Corporation. Said records were prepared by the personnel of Bank of America Corporation in the ordinary course of business.

SIGNATURE \_\_\_\_\_

PRINT NAME \_\_\_\_\_

SWORN to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 2023

\_\_\_\_\_  
NOTARY PUBLIC  
STATE OF  
My Commission Expires: \_\_\_\_\_







7022 3330 0001 2617 6900

U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

OFFICIAL USE

|  |    |
|--|----|
| Certified Mail Fee   | \$ |
| Extra Services & Fees (check box, add fee as appropriate)    |    |
| <input type="checkbox"/> Return Receipt (hardcopy)           | \$ |
| <input type="checkbox"/> Return Receipt (electronic)         | \$ |
| <input type="checkbox"/> Certified Mail Restricted Delivery  | \$ |
| <input type="checkbox"/> Adult Signature Required            | \$ |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$ |
| Postage  | \$ |
| Total Postage and Fees                                       | \$ |

Postmark  
Here

Sent To  
Street and Apt. No., or PO Box No.  
City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse

COMPLETE THIS SECTION ON DELIVERY

A. Signature  
*Pam Johnson*

Agent  
 Addressee

C. Date of Delivery  
*6/26*

VIA CERTIFIED MAIL/RETURN RECEIPT  
Bank of America Corporation  
c/o CT Corporation System  
2 Office Park Court, Suite 103  
Columbia, SC 29223

ent from Item 1?  Yes  
dress below:  No



9590 9402 7591 2098 6679 23

2. Article Number (Transfer from Item 1)  
7022 3330 0001 2617 6900

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

# USPS Tracking®

[FAQs >](#)

Tracking Number:

[Remove X](#)

## 70223330000126176900

[Copy](#)

[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

### Latest Update

Your item has been delivered to an agent for final delivery in COLUMBIA, SC 29223 on June 26, 2023 at 12:14 pm.

Get More Out of USPS Tracking:

[USPS Tracking Plus®](#)

Feedback

### Delivered to Agent

**Delivered to Agent for Final Delivery**

COLUMBIA, SC 29223

June 26, 2023, 12:14 pm

[See All Tracking History](#)

[Text & Email Updates](#)



[USPS Tracking Plus®](#)



[Product Information](#)



[See Less ^](#)

Track Another Package

Enter tracking or barcode numbers



**BANK OF AMERICA**   
DE5-024-02-08  
PO Box 15047  
Wilmington, DE 19850-5047

## Subpoena Response

**Reference number**

D062723000368

**Case name**

MCDUGALL, SELF, CURRENCE & MCLEOD, LLP  
PETER G. CURRENCE  
791 GREENLAWN DRIVE, SUITE 4; PO BOX 90860  
COLUMBIA SC 29290

**Case number**

2022-DR-10-3072

**Client name**

**Date**

June 28, 2023

We received a subpoena for this case but can't provide the information requested – here's why.

We don't have and/or can't provide any of the requested records because: we don't provide information for civil cases only records. As

Please forward any additional correspondence to us at Bank of America, DE5-024-02-08, PO Box 15047, Wilmington, DE 19850-5047.

If you have any questions, please call us at 213.580.0702. We're available Monday through Friday, 9 a.m. to 5 p.m. local time. Please have the reference number D062723000368 ready when you call.

**Exhibit X (List Of Emails Lindsay Sent From Her Law Firm Email Account  
After November 1, 2022)**

▾ Older

**Lindsay McGee**

FW: Completed: Comcast Business Voluntary Disconnect Request

From: DocuSign System &lt;dse@docusign.net&gt;

Sent: Wednesday, December 7, 2022 11:20 AM



12/7/2022

**Justin McGee**

In Folder: Sent Items Copy w/ Kalergis



12/7/2022

**Justin McGee**

Accepted: "HMM Therapy w/ Kalergis " has been canceled.



12/7/2022

**Lindsay McGee**

FW: Reminder: Join Us! New PBA Orientation (Last of the Year)

From: The Psychedelic Bar Association &lt;info@thepsychedelicbar.org&gt;

Sent: Wednesday, November 9, 2022 5:32 PM

11/10/2022

**Justin McGee**

FW: Shred360 Invoice 3890110122

-----Original Message-----

From: Shred360 &lt;quickbooks@notification.intuit.com&gt;

11/10/2022

**Lindsay McGee**

FW: Forgotten Password Request

From: AISNotification@sccourts.org &lt;AISNotification@sccourts.org&gt;

Sent: Monday, November 7, 2022 11:10 AM

11/7/2022

**Justin McGee**

Accepted: Cub Scouts Pack Meeting



11/2/2022

**Justin McGee**

Accepted: SPES - First Friday (Kona Ice - send \$3 each)



11/2/2022

**Justin McGee**

Accepted: "No school - Spring Break " has been updated.



11/2/2022

**Justin McGee**

FW: Shred360 Invoice 3890110122

This is going to me and you may want to call and have the contact changed.

-----Original Message-----

11/2/2022

**Justin McGee**

Accepted: CHM &amp; AJM Dr Appt



10/31/2022

**Lindsay McGee**

**Exhibit Y (Text Messages Between Lindsay McGee And Justin McGee From  
February 23, 2021)**



Lindsay F. &gt;



If you have a chance and no rush 😊 will you reset my Microsoft PW and add another subscription

**Reset password**

lindsay@mcgee-lawfirm.com

✔ Password reset success

**User****Password**

lindsay@mcgee-lawfirm.com

Kod14566

I added another subscription, but I don't think we need one?

Good point don't right now

Everything comes from the web, so one subscription per user should be enough? I don't



iMessage



**Exhibit Z (Text Messages Between Lindsay McGee And Justin McGee  
Wherein Mr. McGee Provided Microsoft Password)**



Lindsay F. &gt;



Any way you can remove admin assistant from my outlook. I also have Vivian's. This slows it down a lot. I've been trying to send an email with attachments to HMM's OT and it is still sending 10 min later

Thank you. Let me think and I'll text you in a bit. I'd prefer morning to this afternoon though

I can do that. Stand by.

I did it. It may take up to an hour to process.

If you ever want to log into our Microsoft Admin portal it's my email address and password is



iMessage

