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Dec 12 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

William H. Seals, Jr., Circuit Court Judge
Circuit Court Case No. 2022-CP-26-01323

Appellate Case No. 2023-000192

HSS Barefoot, LLC d/b/a Century 21 Barefoot, R&G Corp. d/b/a Century 21 The Harrelson Group, Kevin Mills, individually, Mills, LLC, and Greg Harrelson, individually, Respondents,

v.

Joel D. Barber, individually and as licensed realtor, Barber Real Estate, Inc., Nicholas Fitzpatrick, as licensed realtor, Darcy Varney, individually and as broker-in-charge, eXp Realty, LLC, James Ray Lunsford, individually and as broker-in-charge, and Northgroup Real Estate, Inc., Defendants,

Of Whom Joel D. Barber is the Appellant.

MOTION TO BE RELIEVED AS COUNSEL

PLEASE TAKE NOTICE that Clement Rivers, LLP and Jason Alan Daigle, Esq. (“Mr. Daigle”), hereby move for an Order relieving them as counsel of record for the Appellant Joel D. Barber in this matter. The basis for this motion is that Clement Rivers, LLP and Mr. Daigle never intended to be listed as counsel of record for Appellant and believe they were inadvertently listed as such. This motion is also being filed in response to the Court’s Deficiency Letters dated December 11, 2023, to avoid the time and expense of resubmitting the Record on Appeal and Final Briefs with a corrected caption/title.

Shumaker, Loop & Kendrick, LLP and Christian Hart Staples, Esq. will continue to represent Appellant in this matter.

Respectfully submitted, this the 12 day of December, 2023.

/s/ Jason Daigle
Jason A. Daigle, Esq.
Clement Rivers, LLP
25 Calhoun Street
Charleston, SC 29401
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Of Whom Joel D. Barber is the Appellant.

PROOF OF SERVICE

I HEREBY CERTIFY that the *Motion to be Relieved as Counsel* submitted by Clement Rivers, LLP and Jason Alan Daigle, Esq. was served on all counsel of record via electronic mail, addressed as follows:

Christian H. Staples, Esq.
Abigail Y. Bechtol, Esq.
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Attorneys for Respondents

Respectfully submitted, this the 12 day of December, 2023.

/s/ Jason Daigle
Jason A. Daigle, Esq.
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Bell, Pollyana (Polly)

From: Bell, Pollyana (Polly)
Sent: Tuesday, December 12, 2023 4:06 PM
To: 'cstaples@shumaker.com'; 'abehtol@shumaker.com'; 'jgilliam@burr.com'; 'tvoegel@burr.com'; 'hgolding@burr.com'
Cc: Daigle, Jason
Subject: HSS Barefoot, LLC v. Joel D. Barber; Appellate Case No. 2023-000192
Attachments: Motion to Withdraw (Daigle).pdf

Enclosed please a Motion to be Relieved as Counsel on behalf of Jason Daigle for service upon you in the above-referenced matter.

Thank you,

Pollyana Bell
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