

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

APPEAL FROM ADMINISTRATIVE LAW COURT

S. Phillip Lenski, Administrative Law Judge

Appellate Case No. 2022-000182

Docket No. 21-ALJ-30-0222-AP

RECEIVED

MAR 28 2024

SC Court of Appeals

Jerry Arnette,.....Appellant,

v.

**South Carolina Public Employee Benefit Authority,
Employee Insurance Program,.....Respondent.**

MOTION TO WITHDRAW AS COUNSEL

Michael T. Brittingham
MAYNARD NEXSEN, PC
1230 Main Street, Suite 700 (29201)
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(803) 253-8289

James P. Rourke
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(803) 540-2030

**ATTORNEYS FOR RESPONDENT
SOUTH CAROLINA PUBLIC EMPLOYEE
BENEFIT AUTHORITY, EMPLOYEE
INSURANCE PROGRAM**

Pursuant to South Carolina Appellate Court Rule 264(b), Michael T. Brittingham of Maynard Nexsen, PC, respectfully moves the Court for an order allowing him to withdraw as attorney of record in this matter. The grounds for this motion are as follows:

- (a) Michael T. Brittingham will be withdrawing from the firm of Maynard Nexsen, PC and will no longer be representing Respondent, South Carolina Public Employee Benefit Authority, Employee Insurance Program (“PEBA”);
- (b) PEBA has consented to Mr. Brittingham’s withdrawal as counsel, no prejudice will result to PEBA, and James P. Rourke of Maynard Nexsen, PC will continue to represent PEBA in this matter;
- (c) No prejudice will result to Appellant, Jerry Arnette, as a result of Mr. Brittingham’s withdrawal as counsel; and
- (d) Notice of this Motion to Withdraw as Counsel is being provided to Appellant as required by Rule 264(b).

WHEREFORE, Michael T. Brittingham requests that this Court enter an Order granting the withdrawal of his appearance as counsel of record for PEBA in this matter.

Michael Brittingham *per [unclear]*
7-25-24

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**ATTORNEYS FOR RESPONDENT
SOUTH CAROLINA PUBLIC EMPLOYEE
BENEFIT AUTHORITY, EMPLOYEE
INSURANCE PROGRAM**

March 25, 2024

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

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SC Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

S. Phillip Lenski, S.C. Administrative Law Judge

Appellate Case No. 2022-000182

Docket No. 21-ALJ-30-0222-AP


Jerry Arnette,Appellant,

v.

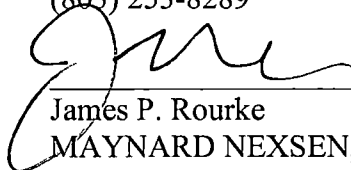
**South Carolina Public Employee Benefit Authority,
Employee Insurance Program,Respondent.**

PROOF OF SERVICE

I certify that I have served Respondent's Motion to Withdraw as Counsel on Appellant Jerry Arnette by depositing a copy of same in the United States Mail, postage prepaid, on March 25, 2024, addressed to Appellant as follows: 546 Pearlie Road, Dillon, South Carolina 29536.

W/ permission of
3-25-24


Michael T. Brittingham
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**ATTORNEYS FOR RESPONDENT
SOUTH CAROLINA PUBLIC EMPLOYEE
BENEFIT AUTHORITY, EMPLOYEE
INSURANCE PROGRAM**

March 25, 2024



James P. Rourke
Shareholder

March 25, 2024

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MAR 28 2024

SC Court of Appeals

VIA U.S. MAIL

Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Jerry Arnette v. South Carolina Public Employee Benefit Authority,
Employee Insurance Program
Appellate Case No. 2022-000182
Docket No. 21-ALJ-30-0222-AP

Dear Ms. Kitchings:

Please find enclosed for filing in the above-referenced appeal the original and one (1) copy of the Notice of Appearance for me, James P. Rourke, and Motion to Withdraw as Counsel for Michael T. Brittingham. Please file the original Notice of Appearance and Motion to Withdraw as Counsel and return a stamped copy to me in the enclosed envelope. By copy of this letter, we are serving Appellant with a copy of the Notice of Appearance and Motion to Withdraw as Counsel.

Please contact me if you have any questions or if I can be of assistance.

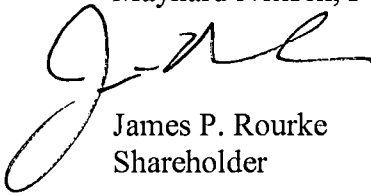
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Jenny Abbott Kitchings
March 25, 2024
Page 2

Sincerely,

Maynard Nexsen, PC

A handwritten signature in black ink, appearing to read "JPR", with a large, stylized initial "J" and a horizontal line extending to the right.

James P. Rourke
Shareholder

JPR/JF
Enclosures

cc: Jerry Arnette

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SC Court of Appeals

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TO

Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
Post Office Box 11629
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034543-00376/ROURKE

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