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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough
Master-in-Equity

Appellate Case No. 2023-001428
Charleston County Case No. 2017-CP-10-05358

MOTION TO RELIEVE COUNSEL

Edward Mikell, Individually and as Personal Representative for
the Estate of Estelle White, deceased, **Respondent,**

v.

Mary Ann Green, Elnora Capers, William Mikell, Eloise Chestnut, Ralph Brown, Roges Brown, Raymond Mack, Henrietta J. Mack-Barnette, Jeanette Mack Green, James Mack, Jo Nathan Mack a/k/a Nathan Mack, Ida M. Blake, Glenn Mack, Rose Mack, Elizabeth Lee a/k/a Dorothy Marie Mack Lee, Michael Mack, Harvey Mack, Carolyn McClair, Magaline E. Brown, Delores G. Mack, Charles Mack III, Alton Kirk Mack a/k/a Kirk Mack, Kendall Gibbs, Harold Mack, Walter Brown (son of Cumsey Brown), Albertha Cohen, Jessie M. Washington, Manny Dunmeyer Jr., Ruthie Brown Roper, Sylvia Dunmeyer, Francis Dunmeyer, Tammy Dunmeyer, Brandy Dunmeyer, Timothy Brown, Barbara Ann Gathers aka Barbara Ann Geathers, Clarence Smith, Jr., Lillian Middleton, Pauline Walker a/k/a Pearline Washington, Robert Smith, Arthur Smith, Margaret Brown, Georgiana Smith, Louise Hamilton, Benjamin Smith, John Smith, Leola Smith, Michael Smith, Janet Heyward Nelson, Eric Heyward, Keith Heyward, Darrell Heyward, William Heyward, Charlene Gadsden, Richard Brown, Sr., Sharon Y. Brown, Merele J. Mack, Adrienne F. Mack a/k/a Frankie Mack, Michael Brown, Louis Mikell, Janie Mikell, Altamese Brown, LaTricia Brown-Mayfield, and Edward Littleton Brown, Melissa

Mikell (daughter of Nicolas Mikell), Tamisha Mikell, Thomas Elliott Mikell, Meliss Mikell (daughter of Thomas Mikell), Les Brown, Patricia Campbell, Curtrina Ladson, if they be alive, and JOHN DOE AND JANE DOE, whose true names are unknown and fictitious names designating the unknown heirs, devisees, distributees, issue, executors, administrators, successors, or assigns of the above-named Defendants and if any of them be dead and of Estelle White, Lizzie Mikell Green, Edward Mikell, Emily Mikell Brown, Zeebree Mikell, Marion Green a/k/a Marian Green, Walter Brown, Florence Gadsden, Ida Mack, Charles Mack Jr., Geneva Mack, Franklin Mack Cumsey Brown, Nancy Brown, James Brown, Emily Heyward, Ida Mae Smith Dunmeyer, Pamela Dunmeyer Brown, Elizabeth Dunmeyer, Charles Brown, Jr., Rena Smith, Johnny Brown, Adell Mikell, Nicolas Mikell, Jesse Mikell, Thomas Mikell, and Mary Frances Brown, all deceased; and MARY ROE AND RICHARD ROE, whose true names are unknown and fictitious names designating infants, persons under disability, incompetents, imprisoned, or those person in the military, if any; and all other persons, known or whose true names are unknown, claiming any right, title, interest in, or lien upon the real estate described in the Complaint herein **Defendants,**

Of whom Richard Brown, Sr. and Sharon Y. Brown are the **Appellants**

Respondent, pursuant to Rule 240, SCACR, moves to relieve Kathryn Cockrill as counsel for Respondent in this appeal. Respondent would show the following in support of his motion:

1. The undersigned appeared as counsel for the Respondent on January 10, 2024.
2. Kathryn Cockrill has never appeared as counsel for the Respondent in this action. (Exhibit A).
3. Kathryn Cockrill apparently appears as attorney of record for the Respondent in this action.

4. By letter dated April 22, 2024, this Court has stated that a motion to relieve Ms. Cockrill as counsel is necessary.

5. After consultation, Appellants' counsel does not object to this motion.

Wherefore, Respondent requests that Kathryn Cockrill be relieved as counsel in this matter and that this Court declare the final briefs and record on appeal need not include her name and contact information.

Dated: 04/25/2024

/s/ Jason Scott Luck
Jason Scott Luck
P.O. Box 47
Bennettsville, SC 29512
843.479.6863 (o)
843.479.7222 (f)
jason@luck.law
Attorney for Respondent

Thursday, April 25, 2024 at 10:38:39 Eastern Daylight Time

Subject: Re: Edward Mikell v. Richard Brown, Sr. (2023-001428)
Date: Tuesday, April 16, 2024 at 5:12:50 PM Eastern Daylight Time
From: Cockrill Estate Law
To: Jason Luck
CC: Jessica Duffy

Yes, that is correct.

On Tue, Apr 16, 2024 at 5:09PM Jason Luck <jason@luck.law> wrote:
I will. You haven't appeared in the appeal, correct?

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From: Cockrill Estate Law <kathryn@cockrillestatelaw.com>
Sent: Tuesday, April 16, 2024 4:45:16 PM
To: Jason Luck <jason@luck.law>; Jessica Duffy <jessica@cockrillestatelaw.com>
Subject: Fwd: Edward Mikell v. Richard Brown, Sr. (2023-001428)

Hi!

I want to make sure you received this and will be responding appropriately.

Please confirm.

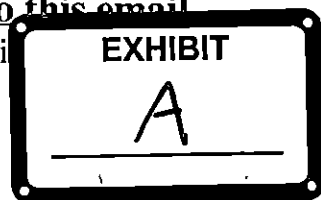
Kathryn

----- Forwarded message -----

From: **Spencer, Shelby** <sspencer@sccourts.org>
Date: Tue, Apr 16, 2024 at 4:35PM
Subject: Edward Mikell v. Richard Brown, Sr. (2023-001428)
To: mikewsautter147@aol.com <mikewsautter147@aol.com>, mevans14@bellsouth.net <mevans14@bellsouth.net>, kathryn@cockrillestatelaw.com <kathryn@cockrillestatelaw.com>, jessica@cockrillestatelaw.com <jessica@cockrillestatelaw.com>, jason@luck.law <jason@luck.law>
Cc: asautter@qlawsc.com <asautter@qlawsc.com>, jlduffy@charlestonlaw.edu <jlduffy@charlestonlaw.edu>, office@luck.law <office@luck.law>

Dear Counsel,

Attached is a copy of this Court's correspondence. **Please do not respond to this email**
Send all correspondence to ctappfilings@sccourts.org. Any parties not included in the distribution list will receive the attached correspondence via US Mail.



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CERTIFICATE OF SERVICE

Edward Mikell, Individually and as Personal
Representative for the Estate of Estelle White, deceased,..... Respondent,

v.

Mary Ann Green, Elnora Capers, William Mikell, Eloise Chestnut, Ralph Brown, Roges Brown, Raymond Mack, Henrietta J. Mack-Barnette, Jeanette Mack Green, James Mack, Jo Nathan Mack a/k/a Nathan Mack, Ida M. Blake, Glenn Mack, Rose Mack, Elizabeth Lee a/k/a Dorothy Marie Mack Lee, Michael Mack, Harvey Mack, Carolyn McClair, Magaline E. Brown, Delores G. Mack, Charles Mack III, Alton Kirk Mack a/k/a Kirk Mack, Kendall Gibbs, Harold Mack, Walter Brown (son of Cumsey Brown), Albertha Cohen, Jessie M. Washington, Manny Dunmeyer Jr., Ruthie Brown Roper, Sylvia Dunmeyer, Francis Dunmeyer, Tammy Dunmeyer, Brandy Dunmeyer, Timothy Brown, Barbara Ann Gathers aka Barbara Ann Geathers, Clarence Smith, Jr., Lillian Middleton, Pauline Walker a/k/a Pearline Washington, Robert Smith, Arthur Smith, Margaret Brown, Georgiana Smith, Louise Hamilton, Benjamin Smith, John Smith, Leola Smith, Michael Smith, Janet Heyward Nelson, Eric Heyward, Keith Heyward, Darrell Heyward, William Heyward, Charlene Gadsden, Richard Brown, Sr., Sharon Y. Brown, Merele J. Mack, Adrienne F. Mack a/k/a Frankie Mack, Michael Brown, Louis Mikell, Janie Mikell, Altamese Brown, LaTricia Brown-Mayfield, and

Edward Littleton Brown, Melissa Mikell (daughter of Nicolas Mikell), Tamisha Mikell, Thomas Elliott Mikell, Meliss Mikell (daughter of Thomas Mikell), Les Brown, Patricia Campbell, Curtrina Ladson, if they be alive, and JOHN DOE AND JANE DOE, whose true names are unknown and fictitious names designating the unknown heirs, devisees, distributees, issue, executors, administrators, successors, or assigns of the above-named Defendants and if any of them be dead and of Estelle White, Lizzie Mikell Green, Edward Mikell, Emily Mikell Brown, Zeebree Mikell, Marion Green a/k/a Marian Green, Walter Brown, Florence Gadsden, Ida Mack, Charles Mack Jr., Geneva Mack, Franklin Mack Cumsey Brown, Nancy Brown, James Brown, Emily Heyward, Ida Mae Smith Dunmeyer, Pamela Dunmeyer Brown, Elizabeth Dunmeyer, Charles Brown, Jr., Rena Smith, Johnny Brown, Adell Mikell, Nicolas Mikell, Jesse Mikell, Thomas Mikell, and Mary Frances Brown, all deceased; and MARY ROE AND RICHARD ROE, whose true names are unknown and fictitious names designating infants, persons under disability, incompetents, imprisoned, or those person in the military, if any; and all other persons, known or whose true names are unknown, claiming any right, title, interest in, or lien upon the real estate described in the Complaint herein Defendants,

Of whom Richard Brown, Sr. and Sharon Y. Brown are the..... Appellants

The undersigned certifies that, on the date set forth below, he emailed copies of Respondent’s Motion to Relieve Counsel to the following email addresses: mikewsautter147@aol.com & mevans14@bellsouth.net. These are the email addresses for attorneys Michael W. Sautter and Mark V. Evans in the S.C. Supreme Court AIS system.

Dated: 04/25/2024

/s/ Jason Scott Luck
Jason Scott Luck
P.O. Box 47
Bennettsville, SC 29512
843.479.6863 (o)
843.479.7222 (f)
jason@luck.law
Attorney for Respondent

JASON SCOTT LUCK

ATTORNEY AT LAW

**P.O. BOX 47 (107 S. PARSONAGE ST.)
BENNETTSVILLE, SC 29512
843.479.6863**

25 April 2024

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SC Court of Appeals

Via Email and U.S. Mail

Hon. Catherine Harrison
Deputy Clerk of Court
S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211
ctappfilings@sccourts.org

Re: Mikell v. Brown, 2023-001428

Dear Ms. Harrison:

Pursuant to your April 22, 2024, letter, please find enclosed a motion to relieve Kathryn Cockrill as counsel, and a check for \$50.00.

Regarding your other letter of April 22, 2024, I mailed a hard copy of the Respondent's Final Brief to the Court of Appeals on April 11, 2024. Please let me know if a new copy is necessary.

With Kind Regards,

/s/ Jason Scott Luck

/JSL

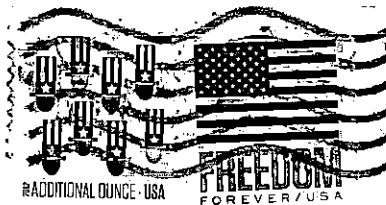
cc: Kathryn Cockrill, Esq. (via email)
Michael Sautter, Esq. (via email)
Mark Evans, Esq. (via email)

JASON SCOTT LUCK
ATTORNEY AT LAW

P.O. Box 47
BENNETTSVILLE, SC 29512

COLUMBIA SC 290

26 APR 2024 PM 3 L



Hon. Catherine Harrison
Deputy Clerk of Court
S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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