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May 24 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
The Honorable Jocelyn Newman, Circuit Court Judge

Case No. 2020-CP-40-02330
Appellate Case No.: 2024-000291

Davia Bunch and Casey Kelly, individually and on behalf of
others similarly situated,..... Appellants,

v.

The University of South Carolina, Respondent.

MOTION FOR RELIEF OF COUNSEL

In accordance with Rule 264 of the South Carolina Appellate Court Rules, Respondent, The University of South Carolina, hereby respectfully requests the Court’s permission to withdraw Olesya V. Bracey, who is leaving the law firm of Nelson Mullins Riley & Scarborough LLP, as counsel for Respondent in this matter for good cause.

Robert H. Brunson and B. Rush Smith III of the law firm of Nelson Mullins Riley & Scarborough LLP will remain as counsel for Respondent. Ms. Bracey’s withdrawal will not prejudice the interests of Respondent or of any party. There will be no interruption in representation and no delay as to any scheduling or deadlines in this matter. Respondent requests that Ms. Bracey be relieved as counsel and removed from the court roster in this matter.

CERTIFICATION

The undersigned counsel certifies that they consulted with the Respondent, as required by Rule 264 of the South Carolina Appellate Court Rules. Respondent has consented to the withdrawal of Olesya V. Bracey as counsel, with Robert H. Brunson and B. Rush Smith III consenting to the withdrawal of Olesya V. Bracey as counsel and agreeing to continue representation of Respondent in this action.

The undersigned counsel further certifies that they consulted with counsel for Appellants as required by Rule 264. Counsel for Appellants have consented to the withdrawal of Olesya V. Bracey as counsel, with Robert H. Brunson and B. Rush Smith III of Nelson Mullins Riley & Scarborough LLP continuing to represent Respondent in this action.

[signature page attached]

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: s/ ROBERT H. BRUNSON

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Attorneys for Respondent The University of South Carolina

Charleston, South Carolina
May 24, 2024

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v.

The University of South Carolina, Respondent.

PROOF OF SERVICE

I HEREBY CERTIFY that I have served Respondent’s Motion for Relief of Counsel on counsel of record in this action by electronic mail at the following addresses:

Counsel Served: Daniel R. Dalton, Esquire
Mickelsen Dalton LLC
25 Society Street
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A copy of the e-mail serving these documents is attached hereto.

s/ ROBERT H. BRUNSON

Robert H. Brunson

Dated: May 24, 2024

Donna Mills

From: Donna Mills
Sent: Friday, May 24, 2024 10:52 AM
To: 'danny@mickelsendalton.com'; 'nchapman@kcozlaw.com'; 'bradley@bayukpratt.com'; Chad Williams
Cc: Robert Brunson; Rush Smith; Olesya Bracey; Debbie Brown
Subject: Davia Bunch, et al., vs. The University of South Carolina, Appellate Case No.: 2024-000291
Attachments: 2024.05.24 USC - LtrT SCCA encl Motion for Relief of Counsel by O. Bracey.pdf; 2024.05.24 USC - SCCA Motion for Relief of Counsel (O. Bracey).pdf

Good morning,

Please find attached for service upon you in the above matter Respondent's Motion for Relief of Counsel, Proof of Service, and correspondence with the Court. We will be filing it momentarily and will copy you on the filing email as well.

Thank you,



DONNA MILLS ADMINISTRATIVE ASSISTANT

donna.mills@nelsonmullins.com

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Via Electronic Filing and U.S. Mail

The Honorable Jenny Abbott Kitchings
SC Court of Appeals
Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RE: Davia Bunch, et al., vs. The University of South Carolina, Appellate Case No.: 2024-000291; NMRS File No.: 013524/00001

Dear Ms. Kitchings:

Enclosed please find Respondent The University of South Carolina's Motion for Relief of Counsel in the above-referenced matter for electronic filing. We also enclose our firm check in the amount of \$50.00 as the required filing fee.

By copy of this letter to counsel of record, we are serving them with a copy of this motion.

Thank you for your assistance.

Very truly yours,

Robert H. Brunson

RHB:dfm
Enclosure

cc: Daniel R. Dalton, Esquire
Nathan D. Chapman, Esquire
Bradley W. Pratt, Esquire
Chadwick L. Williams, Esquire
B. Rush Smith III, Esquire
Olesya V. Bracey, Esquire