

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

Letitia H. Verdin, Circuit Court Judge

Case No. 2011-CP-39-01849
Appellate Case No. 2013-001628

69710

Town of Six Mile, South Carolina, Respondent,

v.

Dan Ward, Appellant.

MOTION TO BE RELIEVED AS COUNSEL OF RECORD

Now come James S. Meggs, Esquire and George A. Taylor, Esquire who hereby move for an Order relieving them and the firm Callison Tighe & Robinson, LLC as counsel of record for the Appellant, Dan Ward, based upon the following grounds:

1. On May 29, 2013 an Order was entered in the Trial Court granting the Respondent Town of Six Mile certain relief. On July 10, 2013 a supplemental Order was issued which clarified in certain respects the prior Order. The Appellant Ward was ordered to move certain "offending structures" from lands purportedly within the regulatory jurisdiction of the Respondent Town of Six Mile until such time as the Defendant obtained a business license from the Respondent.

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2. The Appellant through counsel sought Supersedeas, first by application to the Trial Court and subsequently to the South Carolina Court of Appeals. Supersedeas has been denied and there is no stay of the effect of the Trial Court's Order.

3. Notwithstanding the advice of the undersigned, the Appellant insists upon taking action to violate the terms of the Trial Court's Order, which action is considered by the undersigned as repugnant to the proper administration of justice and as to which there exists a fundamental disagreement between counsel and the Appellant.

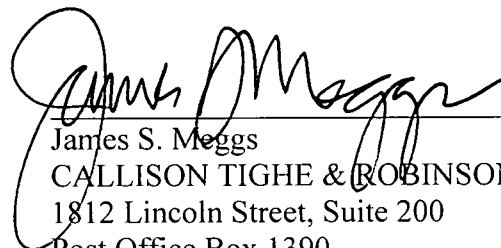
4. The withdrawal of counsel will not materially adversely affect the interest of the Appellant.

5. The undersigned have requested that the Appellant consent to the relief sought herein but the Appellant has refused to execute his consent.

6. The undersigned believe that filing and briefing schedules in this matter should be suspended for a reasonable period so as to allow Appellant time to obtain other counsel.

WHEREFORE, the undersigned respectfully request that this Honorable Court enter its Order relieving James S. Meggs, Esquire, George A. Taylor, Esquire, and the firm of Callison Tighe and Robinson, LLC as counsel to the Appellant in the within action and that the briefing and filing schedule for this matter be suspended for at least thirty (30) days after this Court's determination of this Motion so as to allow the Appellant to obtain other counsel if he so wishes.

Respectfully Submitted,



James S. Meggs
CALLISON TIGHE & ROBINSON, LLC
1812 Lincoln Street, Suite 200
Post Office Box 1390
Columbia, South Carolina 29202

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Civil Case No. 2011-CP-39-01849
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Town of Six Mile, South Carolina, Respondent,

v.

Dan Ward, Appellant.

CERTIFICATE OF SERVICE

I, Lindsey B. McIntyre, an employee of Callison Tighe & Robinson, LLC, Attorneys for the Appellant, do hereby certify that, on this date, I caused to be served a copy of the **Motion to be Relieved as Counsel of Record** upon the Appellant and counsel for the Respondent, by depositing a copy of the same in the United States mail, with proper first-class postage affixed thereon, addressed as follows:

1. Dan Ward
281 Cedar Hill Road
Six Mile, SC 29682
2. Ken Roper, Esquire
Roper Law Firm, LLC
Post Office Box 330
18 South Commerce Street
Liberty, SC 29657

RECEIVED

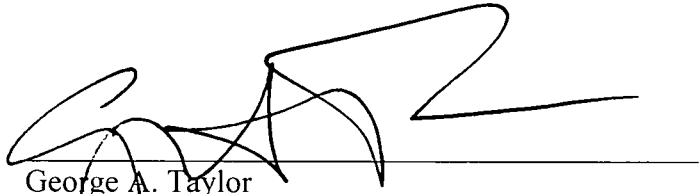
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Lindsey B. McIntyre

September 10, 2013

Telephone: 803-404-6900
Facsimile: 803-404-6902

A handwritten signature in black ink, appearing to read 'G. Taylor', is written over a horizontal line. The signature is stylized and somewhat abstract.

George A. Taylor
CALLISON TIGHE & ROBINSON, LLC
1812 Lincoln Street, Suite 100
Post Office Box 1390
Columbia, South Carolina 29202
Telephone: 803-404-6900
Facsimile: 803-404-6901

September 10, 2013
Columbia, South Carolina.

James S. Meggs
803.404.6900 ext. 3011
JimMeggs@callisontighe.com

CALLISON  TIGHE

September 10, 2013

VIA HAND DELIVERY

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
PO Box 11629
Columbia, SC 29211

Re: Town of Six Mile v. Dan Ward
Case No. 2011-CP-39-1849
Our File No. 5532.001

Dear Ms. Kitchings:

Enclosed herewith please find an original and seven (7) copies of the Motion to be Relieved as Counsel of Record along with Certificate of Service, in the above referenced matter. Kindly file the original and six (6) copies and return a clocked copy to my courier.

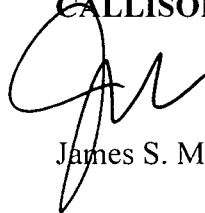
Please also find enclosed my firm's check # 101446 in the amount of \$25.00 for the filing fee. By copy of this letter, the enclosed Motion to be Relieved as Counsel of Record is being served upon the Appellant and Respondent's counsel.

Should you have any questions regarding the foregoing, please do not hesitate to contact me.

With kind regards, I am

Sincerely yours,

CALLISON TIGHE & ROBINSON, LLC



James S. Meggs

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SC Court of Appeals

JSM/lbm
Enclosures
5532.001/Clerk-Appeal.005

cc: Ken Roper, Esquire
Dan Ward