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MAR 24 2025

SC SUPREME COURT

The Supreme Court of South Carolina

Office of Bar Admissions

PATRICIA A. HOWARD
CLERK OF COURT

KATHLEEN "TINA" BRYANT
MANAGER, OFFICE OF BAR
ADMISSIONS

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1317
FAX: (803) 734-0394

March 24, 2025

The Honorable Patricia A. Howard
Clerk of Court, Supreme Court of South Carolina
1231 Gervais Street
Columbia, S.C. 29201

RE: Mikal D. Mahdi v. Bryan P. Sterling, Commissioner, et al.

Case No.: 2025-000524

Dear Ms. Howard:

I certify that the Office of Bar Admissions has received a verified application requesting Seth Charles Farber be admitted *pro hac vice* in the above matter. The \$250 filing fee for the applicant has been paid.

Sincerely,

M.J. Thames
Bar Admissions Coordinator

cc: Seth Charles Farber
Stuart M. Andrews, Jr.

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MAR 21 2025

VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE* IN THE STATE OF SOUTH CAROLINA S.C. SUPREME COURT

Please type your answers in the space provided. Provide an answer for every question asked. In your own handwriting, sign in all spaces where a signature is required (no e-signatures). The accompanying certificate of good standing should not be older than 90 days at the time of the filing of this application.

Mikal D. Mahdi Plaintiff vs. Bryan P. Sterling, Commissioner, South Carolina Department of Corrections Defendant. 2025-000524 Case No. South Carolina Supreme Court Tribunal. Mailing Address of Tribunal: 1231 Gervais St Columbia, SC 29201

Comes now Seth Charles Farber, applicant herein, and respectfully represents the following:

1. Applicant resides at: 5 Puritan Road. Street Address: Rye, Westchester County, NY, 10580. Telephone: 914-967-1442.

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Winston & Strawn, LLP, with offices at 200 Park Avenue. Street Address: New York, New York County, NY, 10166. Primary Telephone: (212) 294-6700. Cell Phone: (212) 294-4700. Email Address: sfarber@winston.com

3. Applicant has been retained personally or as a member of the above-named law firm by Time Served, Criminal Practice Clinic at the University of South Carolina, and The Gault Center ("Amici Curiae") to provide legal representation in connection with the above case now pending before the above-named tribunal of the State of South Carolina.

4. Since September of 1990, Applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of New York where Applicant regularly practices law. Attached is a certificate of good standing dated within the last 90 days from the bar of the highest court of the District of Columbia or the State where applicant regularly practices law. It is not necessary to provide a certificate of good standing from all courts before which you are admitted.

5. List all courts before which Applicant has been admitted to practice law, including United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and state courts or the District of Columbia.

Court:	Date Admitted:
Please see attached Appendix	

Is Applicant presently a member in good standing of the bars of those courts listed above? List any court named in the preceding paragraph that applicant is no longer admitted to practice before.

Yes

6. Is Applicant presently subject to any suspension or disbarment proceedings, or has Applicant been formally notified of any complaints pending before a disciplinary agency? If yes, give particulars, e.g., jurisdiction, court date.

No

7. Has Applicant had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked? If yes give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation.

No

8. Has Applicant had any certificate or privilege to appear and practice before any court or administrative body suspended or revoked? If yes, give particulars, e.g., date, court, administrative body, date of suspension and reinstatement.

No

9. Please be aware that local counsel must be Rule 403 certified. Local counsel of record associated with Applicant in this case is Stuart M. Andrews, Jr. of the Burnette Shutt & McDaniel, PA law firm, which has offices at:

P. O. Box 1929, 912 Lady Street

Street Address	<u>Richland</u>	<u>SC</u>	<u>29202</u>
City	County	State	Zip Code
<u>803-904-7915</u>		<u>803-904-7910</u>	<u>sandrews@burnetteshutt.law</u>
Primary Telephone	Cell Phone	Fax Number	Email Address

**Appendix to Exhibit A, Question 5:
Court Admissions of Seth Charles Farber**

Court:	Date Admitted:
New York State Court	9/25/1990
Massachusetts State Court	12/18/1989
MA District	4/23/2024
MI Eastern District	7/30/2002
NY Eastern District	5/12/2000
NY Southern District	8/6/1996
US Supreme Court	2/28/2011
USCA 10th Circuit	4/29/2009
USCA 11th Circuit	4/2/2018
USCA 2d Circuit	1/23/1993
USCA 4th Circuit	10/10/2000
USCA 5th Circuit	6/29/2005
USCA 6th Circuit	9/5/2006
USCA 9th Circuit	2/8/2005

400

South Carolina Bar Number
(You must provide Bar Number)

10. Has Applicant previously filed an application to appear *pro hac vice* in South Carolina cases? If yes, give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted.

Please see attached Appendix.

11. Does Applicant agree to comply with the applicable statutes, laws and rules of the State of South Carolina and familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct? Does Applicant consent to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

Yes

12. Applicant respectfully requests to be admitted to practice in the above-named tribunal for this case only.

DATED this 19th day of March, 20 25


APPLICANT

Appendix to Exhibit A, Question 10:

Yes, Applicant Seth Farber has previous filed applications to appear *pro hac vice* in the following South Carolina cases:

1. *State of South Carolina v. Elijah Prioleau*, Case Nos. 2018A1021000890-891;2018A102100916-0919; and 2018A1021000921; application filed in November 2019 and granted in December 2019; litigation is finished (local counsel: Teresa L. Norris)
2. *State of South Carolina v. Robert David Nolen*, Case No. 2016A0810401444 to 1449; application filed in May 2018 and was subsequently granted; litigation is finished (local counsel: Teresa L. Norris)
3. *Mikal D. Mahdi v. State of South Carolina*, No. 2004-002131, Supreme Court of South Carolina; application filed and granted in approximately February 2013; litigation is finished (petition for writ of certiorari denied) (local counsel: Teresa L. Norris)
4. *Christopher F. Pittman, #3 07734, v. State of South Carolina*, Chester County PCR; application filed and granted in approximately July 2009; litigation is finished (local counsel: Teresa L. Norris)

VERIFICATION

STATE OF Florida)

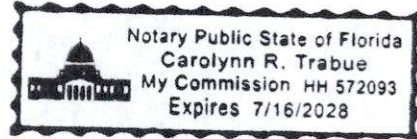
COUNTY OF Palm Beach)

I, Seth C. Farber, do hereby swear or affirm under penalty of perjury that I am the applicant in the above-styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true. I understand that I am under a continuing duty to promptly update the information provided in the application until the tribunal has ruled on the motion for admission pro hac vice. Further, if the motion is granted, I understand that I am under a continuing duty to promptly update the information provided in the application as long as I continue to appear pro hac vice in the action or proceeding. Any updated information shall be provided to both the tribunal that granted the motion and to the tribunal in which the action or proceeding may then be pending.

Seth C. Farber
APPLICANT/AFFIANT

Subscribed and sworn to before me this 19th day of March, 20 25

Carolynn R. Trabue
(Notary Signature)



Notary Public for the State of Florida
My Commission Expires: 07/16/2028

LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 21st day of MARCH, 20 25

Shirley A. Adams
LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by ~~mail~~ ^{hand delivery} addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this

21st day of March, 20 25

1231 Gervais Street
Columbia, SC 29201

Kimberly A. Abernombie
Paralegal - Burnette, Shuff & McDaniel, PA



*Appellate Division of the Supreme Court
of the State of New York
Third Judicial Department*

I, Robert D. Mayberger, Clerk of the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, do hereby certify that

Seth Charles Farber

*was duly licensed and admitted to practice as an Attorney and Counselor at Law in all the courts of this State on **September 25, 1990**, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors at Law on file in this office, is duly registered with the Office of Court Administration, and according to the records of this Court is currently in good standing as an Attorney and Counselor-at-Law.*

In Witness Whereof, I have hereunto set my hand in the City of Albany on March 18, 2025.

Robert D Mayberger

Clerk of the Court

