

Shealy, Brenda

From: Wendy Parker <wendy.parker@nelsonmullins.com>
Sent: Monday, October 07, 2013 1:28 PM
To: Shealy, Brenda
Subject: FW: Holcombe & Fair

Brenda – Per the email from Capers Barr below, I am writing to notify you that Capers was substituted as counsel for the Holcombe and Fair parties in place of Ben Hagood and myself in March of 2012. Sorry for the confusion. Please let me know if you need anything further from me.

Thanks,
Wendy

Wendy Wilkie Parker | 843-534-4172 | wendy.parker@nelsonmullins.com
Nelson Mullins Riley & Scarborough, LLP

From: Capers G Barr III [mailto:cgb@barrungermcintosh.com]
Sent: Monday, October 07, 2013 1:03 PM
To: Wendy Parker
Subject: RE: Holcombe & Fair

Hi Wendy:

My file shows a motion to substitute and proposed order filed March 28, 2012. But now that I think about it there may have been some technical glitch and no formal order was ever entered. However, the USDC has been sending me the notices of everything.

Hope that answers your question. I think all Brenda needs is an email from you saying that you're no longer in the case. I'm well, thank you; and I notice your new name, so congratulations for becoming Mrs. Parker!

Best regards,
Capers

Capers G. Barr, III
Barr, Unger & McIntosh, L. L. C
11 Broad Street
P. O. Box 1037
Charleston, South Carolina 29402-1037
(843) 577-5083
(843) 377-1226 (direct)
(843) 723-9039 (fax)
cgb@barrungermcintosh.com
www.barrungermcintosh.com

From: Wendy Parker [mailto:wendy.parker@nelsonmullins.com]
Sent: Monday, October 07, 2013 12:44 PM
To: Capers Barr
Subject: RE: Holcombe & Fair

Thanks Capers. Can you remind me when you were substituted as counsel so I can give Brenda Shealy a date? I no longer have access to any of those records. Why did we not submit a substitution of counsel? I suspect it was because the district court case was already closed and we were before the 4th cir. Is that right?

Hope all is well.

Thanks,
Wendy

Wendy Wilkie Parker | 843-534-4172 | wendy.parker@nelsonmullins.com
Nelson Mullins Riley & Scarborough, LLP

From: Capers G Barr III [<mailto:cgb@barrungermcintosh.com>]
Sent: Monday, October 07, 2013 12:24 PM
To: Ben Hagood; Wendy Parker
Cc: mgardner@barrungermcintosh.com
Subject: Holcombe & Fair

Dear Ben and Wendie:

I received a call today from Brenda Shealy, Chief Deputy Clerk of the Supreme Court, to ask a favor. PCS and Ross are embroiled in an indemnification issue before Judge Seymour, and Judge Seymour has certified a question of law to be decided by the Supreme Court.

You are both shown as counsel of record for H&F in the USDC, in addition to me. I have filed a letter of no participation before the Supreme Court, a copy of which is attached. Brenda would like your positions expressed, and she tells me you can send her an email at bshealy@sccourts.org, to the effect that you are not participating either. I suppose you can also advise her that I have been substituted.

Call/email if you have questions.
Best regards,
Capers

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P. O. Box 1037
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(843) 577-5083
(843) 377-1226 (direct)
(843) 723-9039 (fax)
cgb@barrungermcintosh.com
www.barrungermcintosh.com

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Shealy, Brenda

From: Melissa Altman <altmanm@mvalaw.com> on behalf of Ben Hagood <benhagood@mvalaw.com>
Sent: Monday, October 07, 2013 1:32 PM
To: Shealy, Brenda
Cc: wwilkie2010@gmail.com
Subject: Ashley II of Charleston, LLC vs. PCS Nitrogen, Inc., et al.; Appellate Case No: 2013-001766; Civil Action No. 2:05-cv-2782-MBS

Dear Ms. Shealy:

I no longer represent J. Henry Fair, Jr. and J. Holcombe Enterprises, LP in the above-referenced matter and will not be participating in the briefing of the Certified Question before the South Carolina Supreme Court. Capers G. Barr, III was substituted as counsel for the above-referenced parties on February 23, 2012. Therefore, I will not be making an appearance before the Court. In addition, I am currently taking the required steps to get removed as counsel of record for these parties.

Sincerely,

Ben A. Hagood, Jr.

benhagood@mvalaw.com | 843.579.7014 | Fax: 843.579.8721
Ben A. Hagood, Jr. | Attorney at Law | benhagood@mvalaw.com | 843.579.7014 | Fax: 843.579.8721
Moore & Van Allen PLLC | 78 Wentworth Street | Charleston, SC 29401

PLEASE NOTE: Effective March 18, 2013, the Charleston Office has moved to new space at 78 Wentworth St. (Corner of King and Wentworth) Telephone and Fax numbers will be unchanged.

More information on our move can be found [here](#)

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