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DEC 17 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Ralph K. Anderson, III, Administrative Law Judge

Dock. Nos. 25-ALJ-04-0315-AP,	25-ALJ-04-0317-AP,	25-ALJ-04-0318-AP,
25-ALJ-04-0319-AP,	25-ALJ-04-0320-AP,	25-ALJ-04-0321-AP,
25-ALJ-04-0322-AP,	25-ALJ-04-0323-AP,	25-ALJ-04-0324-AP,
25-ALJ-04-0326-AP,	25-ALJ-04-0327-AP,	25-ALJ-04-0331-AP,
25-ALJ-04-0336-AP,	25-ALJ-04-0338-AP,	25-ALJ-04-0340-AP,
25-ALJ-04-0348-AP,	25-ALJ-04-0350-AP,	25-ALJ-04-0353-AP,
25-ALJ-04-0354-AP,	25-ALJ-04-0356-AP,	25-ALJ-04-0359-AP,
25-ALJ-04-0361-AP,	25-ALJ-04-0363-AP,	25-ALJ-04-0364-AP,
25-ALJ-04-0365-AP,	25-ALJ-04-0366-AP.	

Lazarus Brannon, #227847, James Foye, #211523, Ray Gadsden, #187527,
Chuck Jackson, #266425, Joe Pannell, #89592, Henry Rivers, #219118,
Jonathan Singleton, #287670, Frank Anderson, #282800, Sherman Austin, #300028,
Michael Baylor, #265682, Darryel Beasley, #222388, Gladstone Cummings, 267450,
Jose Flores, #240563, Reginald Geddis, #183851, Wayne Harlen, #245705,
Dennis Knight, #286981, Ricky Libby, #274681, Michael McFarland, #266870,
Thomas Miles, #246763, Anthony Murphy, #295393, Ignacio Rivera, #300424,
Roosevelt Scott, #275631, Kenneth Simmons, #278911, Samuel Simmons, #302393,
Timothy Smith, #296539, Jeffrey Spears, #281697..... Appellants,

v.


South Carolina Department of Corrections..... Respondent.

MOTION TO BE RELIEVED AS COUNSEL

Pursuant to SCACR 240(a)(b) and S.C. Rules of Professional Conduct 1.16
(b)(7), undersigned counsel requests to be relieved as counsel for appellants
Chuck Jackson, Jonathan Singleton, Frank Anderson, Sherman Austin, Michael
Baylor, Darryel Beasley, Gladstone Cummings, Jose Flores, Reginald Geddis,
Wayne Harlen, Dennis Knight, Ricky Libby, Michael McFarland, Thomas Miles,
Anthony Murphy, Ignacio Rivera, Roosevelt Scott, Kenneth Simmons, Timothy
Smith, and Jeffrey Spears.

For the reasons set forth in the attached memorandum, undersigned counsel
respectfully requests the Court to be relieved as counsel for the appellants
named herein.

Respectfully submitted,


Douglas H. Westbrook, #6039
3 Gamecock Ave., Ste. 304-B
Charleston, SC 29407
(843) 853-9600
Attorney for Appellants

MEMORANDUM IN SUPPORT OF MOTION TO BE RELIEVED AS COUNSEL

The within motion is filed because of undersigned counsel's continued inability to locate and communicate with these named appellants (S.C. Rules of Professional Conduct 1.16(b)(7) (Lawyer may withdraw from representation of client if other good cause for withdrawal exists); S.C. Bar website "Ethics FAQs" ("Continued inability to locate and communicate with the client would eventually constitute "good cause" for withdrawal from representation pursuant to rule 1.16(b)..when a client cannot be located, the lawyer is tasked with holding the client's property until such time as either the client, or some person or entity authorized to speak on the client's behalf, directs further action by the lawyer."). Finally, SCACR 240(b) states ".. a motion to relieve counsel shall, however, automatically stay the time limits for perfecting the appeal until the motion is decided".

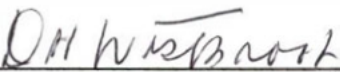
For appellants subject to this motion with last known SCDC addresses (Jonathan Singleton, Frank Anderson, Michael Baylor, Gladstone Cummings, Jose Flores, Reginald Geddis, Thomas Miles, Ignacio Rivera, Roosevelt Scott, Kenneth Simmons, Timothy Smith), this motion was mailed to them at their last known SCDC address, as required by SCACR 262(c)(2). However, after accessing SCDC's incarcerated inmate search website, undersigned counsel can state that the last known SCDC addresses for these appellants are no longer listed by SCDC as correct. Thus, undersigned counsel cannot locate and communicate with them. This situation has existed for some time now, even for many years.

For appellants subject to this motion with non-SCDC last known addresses (Chuck Jackson, Sherman Austin, Darryel Beasley, Wayne Harlen, Dennis Knight, Ricky Libby, Michael McFarland, Anthony Murphy, Jeffrey Spears), this motion was mailed to them at their last known non-SCDC address, as required by SCACR 262(c)(2). However, these addresses have also been shown to be no longer cor-

rect. Thus, undersigned counsel cannot locate and communicate with them. This situation has existed for some time now, even for many years.

Finally, the Administrative Law Court has scheduled a hearing on December 17. This may result in ALC final decisions for the remaining 139 or so cases in this consolidated matter, followed by appeal to the Court of Appeals. In the interest of judicial economy, undersigned counsel requests this Court to stay briefing in the current appeal until any appeals related to the December hearing are filed. This would allow all the cases to be briefed and considered as one consolidated matter.

Respectfully submitted,


Douglas H. Westbrook, §6039
3 Gamecock Ave., Ste. 304-B
Charleston, SC 29407
(843) 853-9600
Attorney for Appellants

AFFIDAVIT IN SUPPORT OF MOTION TO BE RELIEVED AS COUNSEL

I, Douglas H. Westbrook, depose and state as follows:

(1) I have represented appellants in this case since 2004.

(2) Concerning appellants Chuck Jackson, Jonathan Singleton, Frank Anderson, Sherman Austin, Michael Baylor, Darryel Beasley, Gladstone Cummings, Jose Flores, Reginald Geddis, Wayne Harlen, Dennis Knight, Ricky Libby, Michael McFarland, Thomas Miles, Anthony Murphy, Ignacio Rivera, Roosevelt Scott, Kenneth Simmons, Timothy Smith, and Jeffrey Spears, I have had continued inability to locate and communicate with these appellants for some time now, even for many years in some cases.

Further Deponent Sayeth Not.

DH Westbrook
Douglas H. Westbrook, #6039

12-4-25
Date

Emily MacDonald 12/4/25
Notary Public for South Carolina

My Commission Expires:

05-29-2035

Emily Louisa MacDonald
Notary Public for South Carolina
My Commission Expires
May 29, 2035

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v.

South Carolina Department of Corrections..... Respondent.

PROOF OF SERVICE

I certify that I have served the Motion To Be Relieved As Counsel on (1) the S.C. Department of Corrections, by depositing a copy of it into the United States Mail, postage prepaid, on December 09, 2025, addressed to its attorney of record, Lake E. Summers, Esquire, Malone, Thompson & Summers LLC, 339 Heyward St., Suite 100, Columbia, SC 29201; (2) Jonathan Singleton, #287670 by depositing a copy of it into the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, Turbeville Correctional Institution, 1578 Clarence Coker Hwy, Turbeville, SC 29162; (3) Frank Anderson, #282800, Michael Baylor, #265682, Gladstone Cummings, #267450, Thomas Miles, #246763, and Timothy Smith, #296539 by depositing copies of it into the United States Mail, postage prepaid, on December 09, 2025, addressed

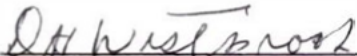
to them at their last known address, Lieber Correctional Institution and Re-entry Center, P.O. Box 205, Ridgeville, SC 29472;

(4) Jose Flores, #240563 by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, McCormick Correctional Institution, 386 Redemption Way, McCormick, SC 29899; (5) Reginald Geddis, #183851 by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, Tyger River Correctional Center, 100-200 Prison Road, Enoree, SC 29335-9308; (6) Ignacio Rivera, #300424 by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, Allendale Correctional Institution, 1057 Revolutionary Trail, Fairfax, SC 29827; (7) Roosevelt Scott, #275631 by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, Kirkland Reception and Evaluation Center, 4344 Broad River Road, Columbia, SC 29210; (8) Kenneth Simmons, #278911 by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, MacDougall Correctional Institution, 1516 Old Gilliard Road, Ridgeville, SC 29472;

(9) Chuck Jackson, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 522 St. Andrews Blvd., Charleston, SC 29407; (10) Sherman Austin, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 9 Dempsey St., Greenville, SC 29605; (11) Darryel Beasley, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 100 Hallmark Dr., Apt. 115, Goose Creek, SC 29445; (12) Wayne Harlen, by depositing a copy of it in the United States Mail, post-

age prepaid, on December 09, 2025, addressed to him at his last known address, 3261 Dublin Road, North Charleston, SC 29420; (13) Dennis Knight, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 23290 Genito Road, Jetersville, VA 23083-2340; (14) Ricky Libby, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 21 Main St., Apt. 2, Skowhegan, Maine 04976; (15) Michael McFarland, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 5630 Elm Ave., Fort Lawn, SC 29714; (16) Anthony Murphy, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, 950 Shannon Meadow Road, Clover, SC 29710; (17) Jeffrey Spears, by depositing a copy of it in the United States Mail, postage prepaid, on December 09, 2025, addressed to him at his last known address, Cravin Correctional Institution, 600 Aligator Road, Vanceboro, NC 28586.

December 9, 2025


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3 Gamecock Ave., Ste. 304-B
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(843) 853-9600
Attorney for Appellants

Retail



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Attorney At Law
3 Gamecock Ave., Suite 304-B
Charleston, SC 29407

The Honorable Jenny Abbott Mitchings
Clerk of Court
S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

FIRST CLASS

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