

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

Shannon M. Phillips, Master-in-Equity

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Spartanburg County Case Nos. 2021-CP-42-00086 and 2021-CP-42-00504

Consolidated Appellate Case No. 2022-001420

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Gibbs International, Inc. .... Respondent,

vs.

Vidalia Industrial Facilities, LLC, ..... Appellant.

AND

Vidalia Industrial Facilities, LLC and  
Indigo Industrial Investments, LLC, ..... Appellants,

vs.

Gibbs International, Inc., Gregory R. Boozer, and  
Jimmy I. Gibbs, ..... Respondents.

AND

GBPT, LLC ..... Respondent,

vs.

Rumsfeld Indigo, LLC ..... Appellant.

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**APPELLANTS' COUNSEL'S MOTION  
TO BE RELIEVED AS COUNSEL**

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Pursuant to Rule 1.16(b)(5) of the South Carolina Rules of Professional Conduct, and after reasonable notice hereof, undersigned counsel moves the Court for an order relieving them as counsel of record for Appellants in the above-captioned action.

Respectfully submitted,

/s/ Tyler J. Mitchell

Tyler J. Mitchell, SC Bar #: 104417

*Tyler.Mitchell@Dinsmore.com*

Daniel R. Kelley, *Pro Hac Vice*

*Daniel.Kelley@Dinsmore.com*

Dinsmore & Shohl LLP  
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T. (317) 639-6151 / F. (317) 639-6444

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**Mar 04 2026**  
**SC Court of Appeals**

**CERTIFICATE OF SERVICE**

Undersigned counsel attests that all parties to this suit were served with the foregoing motion by emailing each a copy of same to the email address provided by their counsel-of-record in the South Carolina Attorney Information System.

/s/ Tyler J. Mitchell

Tyler J. Mitchell

EXHIBIT  
A

Dinsmore

*Legal Counsel.*

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211 North Pennsylvania Street, Suite 1800  
Indianapolis, IN 46204

Daniel Kelley  
(317) 860-5353 (direct) • (317) 639-6444 (fax)  
Daniel.Kelley@Dinsmore.com

June 18, 2025

VIA EMAIL: D.Feibus@VidaliaMills.com

Rumsfeld Indigo, LLC  
Indigo Industrial Investments, LLC  
Vidalia Industrial Facilities, LLC  
Vidalia Specialty Mills, LLC  
c/o Dan Feibus  
One King Timahoe Dr.  
Vidalia, LA 71373  
D.Feibus@VidaliaMills.com

RECEIVED

Mar 04 2026

SC Court of Appeals

**Re: GBPT et al. v. Rumsfeld Indigo LLC et al., Civil Action No. 2021-CP-42-00086  
Gibbs Int'l, Inc. v. Vidalia Industrial Facilities, LLC, Civil Action No. 2021-CP-4200504**

Dear Dan:

We are writing to inform you of Dinsmore & Shohl LLP's decision to withdraw as counsel for the Rumsfeld Indigo, LLC; Indigo Industrial Investments, LLC; Vidalia Industrial Facilities, LLC; and Vidalia Specialty Mills, LLC (collectively, "**Defendants**") in the above matters. This decision is based upon a breakdown of the attorney-client relationship that is necessary for Dinsmore to effectively represent Defendants.

As you are aware, Defendants have not made payment on my firm's outstanding invoices for almost a year. Rule 1.16 of the South Carolina Rules of Professional Conduct provides in relevant part that "a lawyer shall not represent a client or, where representation has commenced, shall withdraw from the representation of a client if . . . the client fails substantially to fulfill an obligation to the lawyer regarding the lawyer's services or payment therefor and has been given reasonable warning that the lawyer will withdraw unless the obligation is fulfilled." We have provided you multiple reminders regarding Defendants' failure to timely remit payment for this firm's service. The continued failure to pay Dinsmore's invoices constitutes a breach of our Engagement Agreement.

We do not believe that our withdrawal will prejudice Defendants. As you are aware, Defendants have filed an appeal in the South Carolina Court of Appeals which remains pending and has been assigned the Consolidated Appellate Case No. 2022-001420. While there are no pending deadlines in this appeal, we nonetheless recommend that you retain new counsel as soon as possible.

Please ask that your new counsel contact us immediately so that we can arrange for the transfer of all file documents in our possession. We are separately filing a Motion to Withdraw Appearance in the South Carolina Court of Appeals. We wish you the best in your future endeavors.

Sincerely,

/s/ Daniel R. Kelley

Daniel R. Kelley



**DINSMORE & SHOHL LLP**  
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Tyler J. Mitchell  
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Tyler.Mitchell@dinsmore.com

March 4, 2026

**VIA E-MAIL AND CERTIFIED MAIL**

Rumsfeld Indigo, LLC  
c/o Northwest Registered Agent Service, Inc.  
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Dover, DE 19901

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RE: Motion to Withdraw as Counsel  
*GBPT, LLC v. Rumsfeld Indigo, LLC*  
SC. App. Case No. 2022-001420

Mssrs. Feibus and Brot:

As referenced in my communication of June 18, 2025 (Exhibit A), please be advised that this firm filed a Motion to be Relieved as Counsel (the "Motion") in the above referenced action on February 2, 2026. A copy of the Motion is provided as Exhibit B. As of the date of this letter, no order has been entered on the Motion.

Regards,

A handwritten signature in blue ink, appearing to read "Tyler J. Mitchell", written in a cursive style.

Tyler J. Mitchell

TJM/kas  
Enclosures

**RECEIVED**  
**Mar 04 2026**  
**SC Court of Appeals**