

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Roger M. Young, Jr., Circuit Court Judge

Appellate Tracking No.: 2024-001803

Case No.: 2023-CP-10-05002

Opinion No.: 2026-UP-353

City of North Charleston,

Respondent,

v.

Harold Simmons,

Appellant.

MOTION TO BE RELIEVED AS COUNSEL

Thomas R. Goldstein
Belk, Cobb, Infinger & Goldstein, P.A.
P. O. Box 71121
N. Charleston, S. C. 29415-1121
(843) 729 0928
tgoldstein@cobblaw.net

Other counsel of Record:

David J. Parish
Turner Padgett
205 King Street, Suite 400
Charleston, S. C. 29401

Kriston Neely
Corporation Counsel, City of North Charleston
2500 City Hall Drive
N. Charleston, S. C. 29405

RECEIVED

Jul 22 2026

SC Court of Appeals

Thomas R. Goldstein moves for an Order of the Court relieving Belk, Cobb, Infinger & Goldstein, P.A. from further representation in this matter. This motion is based on the ground that the undersigned previously informed Appellant in advance of the Court's decision in this case that the undersigned was not going to pursue further appeals beyond the decision reached by the Court of Appeals. The undersigned provided substantial advance notice to Appellant that should he desire to seek further judicial review he was required to obtain new counsel or proceed *pro se*. The undersigned hand-delivered the Court's July 8th decision to Appellant within hours of it being released, advised Appellant of his time deadlines and repeated previous disclosures that the undersigned was not going to undertake further judicial review.

Based on the foregoing, the undersigned respectfully requests that the Court issue its Order relieving the undersigned from further representation and hold the appeal deadlines in abeyance pursuant to Rule 240(b), *South Carolina Appellate Court Rules*, until the Court takes up the motion to be relieved and provides Appellant with a modified time period to seek reconsideration and/or discretionary review by a writ of certiorari.

Respectfully submitted,

July 22, 2026

/s/ Thomas R. Goldstein
Thomas R. Goldstein, S. C. Bar No. 2186
Belk, Cobb, Infinger & Goldstein, P.A.
P. O. Box 71121
N. Charleston, S. C. 29415-1121
(843) 729 0928
tgoldstein@cobblaw.net

DUTY OF CONSULTATION

I certify that I consulted with opposing counsel who consents to this application.

/s/ Thomas R. Goldstein
Thomas R. Goldstein

RECEIVED

Jul 22 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

Roger M. Young, Jr., Circuit Court Judge

Appellate Tracking No.: 2024-001803

Case No.: 2023-CP-10-05002

Opinion No.: 2026-UP-353

City of North Charleston,

Respondent,

v.

Harold Simmons,

Appellant.

PROOF OF SERVICE

I certify that I have served the motion to be relieved as counsel on Harold Simmons by depositing a copy of it in the United States Mail, postage prepaid on July 22, 2026, addressed to the Appellant and to Counsel for the City of North Charleston at the following addresses:

Harold Simmons
3042 Carolina Avenue
North Charleston, S. C. 29403
invictor59@gmail.com

Other counsel of Record:

David J. Parrish
Maynard Nexsen
205 King Street
Suite 400
Charleston, S. C. 29401
dparrish@nexsenpruet.com

Kriston Neely
Corporation Counsel, City of North Charleston
2500 City Hall Drive
N. Charleston, S. C. 29405
kneely@northcharleston.org