

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-07-00013

Maureen T. Coffey,..... Respondent,
v.
Community Services Associates, Inc., and
George F. Breed, Jr. Appellants.

**APPENDIX TO THE
RECORD ON APPEAL**

Mark S. Barrow, Esq.
William R. Calhoun, Jr., Esq.
Sweeny, Wingate Barrow, P.A.
Post Office Box 12129
Columbia, SC 29211
**ATTORNEYS FOR APPELLANT
COMMUNITY SERVICES ASSOC.,
INC.**

Weston Adams, III
M. McMullen Taylor
P.O. Box 12519
Columbia, South Carolina 29211-2519
(803) 779-2300

Helen F. Hiser
P.O. Box 650007
Mount Pleasant, South Carolina 29465
(843) 576-2900

**ATTORNEYS FOR APPELLANT
GEORGE F. BREED, JR.**

Robert V. Mathison, Jr., Esq.
Attorney at Law
Post Office Box 5271
Hilton Head Island, SC 29938-5271

C. Mitchell Brown, Esquire
Nelson, Mullins, Riley & Scarborough, LLP
Post Office Box 11070
Columbia, South Carolina 29211
ATTORNEYS FOR RESPONDENT

RECEIVED
JAN 15 2014
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-07-00013

Maureen T. Coffey,..... Respondent,
v.
Community Services Associates, Inc., and
George F. Breed, Jr. Appellants.

**APPENDIX TO THE
RECORD ON APPEAL**

Mark S. Barrow, Esq.
William R. Calhoun, Jr., Esq.
Sweeny, Wingate Barrow, P.A.
Post Office Box 12129
Columbia, SC 29211
**ATTORNEYS FOR APPELLANT
COMMUNITY SERVICES ASSOC.,
INC.**

Weston Adams, III
M. McMullen Taylor
P.O. Box 12519
Columbia, South Carolina 29211-2519
(803) 779-2300

Helen F. Hiser
P.O. Box 650007
Mount Pleasant, South Carolina 29465
(843) 576-2900

**ATTORNEYS FOR APPELLANT
GEORGE F. BREED, JR.**

Robert V. Mathison, Jr., Esq.
Attorney at Law
Post Office Box 5271
Hilton Head Island, SC 29938-5271

C. Mitchell Brown, Esquire
Nelson, Mullins, Riley & Scarborough, LLP
Post Office Box 11070
Columbia, South Carolina 29211
ATTORNEYS FOR RESPONDENT

Index

Plaintiff's Exhibit 8.....	1885
Plaintiff's Exhibit 18.....	1886-1888
Defendants' Exhibit 4	1889-1895
Defendants' Exhibit 5	1896-1897
Supplement to the Record on Appeal	1898-1901
Certificate of Counsel	1902-2903

APR-01-2011 18:03

TOWN OF HILTON HEAD

043 042 7728 P.002/002



OATH OF OFFICE

"I do solemnly swear (or affirm) that I am duly qualified, according to the Constitution of the State, to exercise the duties of my office to which I have been appointed, and that I will, to the best of my ability, discharge the duties thereof, and preserve, protect and defend the Constitution of the United States."

"As Municipal Judge of the Town of Hilton Head Island, I will equal, fairly and impartially, to the best of my ability and skill, exercise the trust reposed in me, and I will use my best endeavors to preserve the peace and carry into effect according to law the purpose for which I have been appointed. So help me God."

Maureen T. Coffey
Maureen T. Coffey
Municipal Court Judge
Town of Hilton Head Island

2011 FEB 03

Subscribed to and sworn before me this 2nd day of February, 2011.

[Signature]
Notary Public for SC

My Commission expires: September 7, 2011

TOTAL P.002

P-8

Confidential Do Not Disseminate

June 6, 2008

Commission on Judicial Conduct
1035 Sumner Street
Room 111
Columbia, SC 29201

Re: Judge Maureen T. Coffey
Town of Hilton Head Island Municipal Court

To the members of the Judicial Conduct Commission

This is a letter of complaint regarding the prior and ongoing conduct of Judge Maureen T. Coffey, Town of Hilton Head Island Municipal Court. There is a pattern of reactive and overt actions that have/are undermining the criminal justice process. For the reasons that will be outlined below, it is apparent that Judge Coffey has engaged in conduct prejudicial to the effective and expeditious administration of the business of the courts & criminal justice process. This conduct was pervasive and invasive in nature, and directly results in Judge Coffey's inability to maintain the impartiality so necessary to the successful balance of our legal system.

Presently I have the responsibility of serving as the Director of Security & Community Affairs for Sea Pines, Hilton Head Island. In total, I have more than 30 years in a variety of capacities that include Law Enforcement & U.S. Government service in the Greater Washington, DC area. My present position oversees a staff of approximately 60 officers and support staff whose primary concern is the public safety, security, and law enforcement for our community of 25,000 to 35,000 residents and visitors. This responsibility includes not only the public at large but extends to the certified officers charged with this enforcement.

1)

During the last several months of 2004 our community was the victim of a rash of burglaries, thefts and residential break-ins. After an exhaustive investigation by the Beaufort County Sheriff's Office, the primary suspect was identified as OTIS COFFEY (sibling of Judge Coffey). Prior to and since, this suspect has/has more than a passing familiarity with many law enforcement and parole & probation departments in several jurisdictions. During the course of these burglaries my department began a process of saturation patrols in the areas that the pattern dictated were of greatest exposure. On 12-10-04 at approx. 6 AM Otis Coffey's vehicle was reported to have backed into the driveway of a person unknown to him well off the main roadway and had exited his vehicle. Our officers & the PCSO responded. Otis Coffey eventually appeared in another vehicle in the company of his father (Admiral Coffey - deceased). At that time Otis Coffey was lawfully arrested for trespassing. On this scene, Adm. Michael Coffey (father of Judge & Otis Coffey) attempted to insert himself into the arrest process and then proceeded to call Judge Coffey via cell phone and presented the phone to the on scene supervisor.



BIRDWELL

SPinet-Birdwell CSA
NoFeb08X3-5-12
000592

P-18

Sometime after this arrest Capt Toby McSwain, DCSC had a meeting with Judge M. Coffey and advised her that Ollie was the prime suspect in a rash of burglaries occurring over the previous several months. Judge Coffey stated to Capt. McSwain that she was "going to get him out of town", or words to that effect. From the date of that arrest and after that statement, our burglaries stopped.

From the date of December 20, 2009 the burglaries plaguing the community of Sea Pines ceased.

2)

Several months ago (Feb to May 2008) our community again was the victim of a rash of burglary cases. The route of travel, target homes, times, dates and D.O. were very similar (almost exact) to the cases of approx 2 1/2 years ago where Ollie Coffey was the primary suspect. It was at about that time that it was learned that Ollie Coffey had returned to this community at approximately the same time frame as the first burglary. I instructed the late shift patrols to focus in the areas of pronounced exposure and that fit the on going and familiar pattern. On May 20 around midnight one of our officers observed the suspect dressed in black traveling on a bike (our community does not offer any type of bike path or roadway lighting nor is it permitted). The suspect was confronted & identified by our officer, at which time he rode off before he could be detained. A radio call was made to another officer who pulled his vehicle to within eyeshot of the suspect's home. Approximately 15 min. later that officer observed a suspect matching the same description run into the house and the lights were cut off. Our officer along with DCSC responded to the home where the owner answered the door Ann Coffey - mother of Judge Coffey & Ollie. She stated that Ollie was home alone, no one was there and that Sea Pines Security was always trying to pin something on her son.

We continued our 24-hour patrol saturation process in the general area of the break-ins. On May 29 at approximately 8:30 PM one of my patrol officers (retired Juditha Postle Officer - no live) observed a person unknown to him (Judge Matthew Coffey) walking outside on the street of the Coffey residence and offered a plea inquiry. Judge Coffey replied, "I've needed to quit harassing him". The officer stated that he did not know what she was referring to. She replied, "She was the Judge for the Town of Hilton Head Island". The officer said that he had never met her nor was he aware of who she was and that he was new to the area. Judge Coffey stated, "that she would go see Chief Bruce but did not have the time. Further that she does not know if he is guilty or not and that she was going to have him moved out".

From the date of May 20, 2008 the community of Sea Pines has not had one burglary or report of break-in.

3) On May 21, 2008 one of our patrol officers found a vehicle parked in the roadway in front of 4 Cadwall Rd. (Coffey residence). The vehicle was found to be registered to a Michael Coffey (deceased). Several attempts were made via phone and in person at 4 Cadwall to have the vehicle moved from the road.

SPDet-Birdwell CSA
Notebook 3-4-12
00553

with no response. After approx 1 hour a tow vehicle responded at which time both Oils Coffey & Ann Coffey emerged from the home. The officer issued Mrs. Coffey a parking citation. During this process Mrs. Coffey asked the officer if he was new to the Department. The officer stated that he had been employed here for many years. Mrs. Coffey then stated "You do know who the Judge is don't you...my daughter".

**CANON 1
A JUDGE SHALL UPHOLD THE INTEGRITY
AND INDEPENDENCE OF THE JUDICIARY**

**CANON 2
A JUDGE SHALL AVOID IMPROPRIETY AND THE APPEARANCE OF IMPROPRIETY IN
ALL OF THE JUDGE'S ACTIVITIES**

**CANON 3
A JUDGE SHALL PERFORM THE DUTIES OF JUDICIAL OFFICE IMPARTIALLY AND
DILIGENTLY**

This complaint is the result of much tedious, sober and deliberate examination and contemplation. In my many years of public service, this is the first time that I have generated correspondence such as this. It is also however, the first time that I have been faced with such concerns. I am most profoundly aware of the possible effect of this correspondence in as much as Judge Coffey is the only Municipal Court Judge for Hilton Head Island and as such is the only judicial conduit available to my officers for their numerous traffic and criminal cases. Nonetheless, my alarm for this community and the responsibility for its safety & security is much greater.

I believe that Judge Coffey's inability to remove and insulate herself from personal relationships and over involvement both past and present have caused her to insert herself in these scenarios to the detriment of the community at large. Further, it has manifested itself and caused her to engage in conduct prejudicial to the effective and expeditious administration of the business of the courts and criminal justice process. In summary, as a result of Judge Coffey's actions, she has given the distinct and transparent appearance of bias and partiality, and is not able to be a neutral and detached arbiter of the many cases that have been and will be pending before her.

If I can provide any additional information that you require please do not hesitate to contact me.

Sincerely,

George H. Wood, Jr.
Deputy Clerk, CHS, P.C.
Office of County & Community Affairs
200 North Main Street, Room 406
Hilton Head Island, SC 29929

SR123-Birdwell CSA
Notepad 3-5-11
000594



ICHR 003F5ABE47 from SCCH

BEUSO480
.ICHR.003F5ABE47.SCCH.20080718 15:26:54
TO: BEUSO480-1235 20080718 15:26:54 003F5ABE47
FROM: SCCH-5946951 20080718 15:26:54

PAGE-02 DATE-07/18/2008 TIME-15:34:09
REQ ORI-SC0070000 BEAUFORT CNTY SO
SID-SC00611326 FBI-645424HA6

CONTRIBUTOR/SUBJECT DOA/RCVD CHARGE/DISPOSITION/ETC
CIT-16-11-610-MISDEMEANOR COURT CHARGE 01-TRESPASSING
DOC-R84 WARR-46811CM COURT DISP-CONVICTED,time served
COURT DATE-08/14/2006
ATN-070500027581

@ - WARRANT OCCURS WITH MORE THAN ONE SID NUMBER

BASED ON SEARCH OF SCLD CJIS CCH FILE USING FBI/645424HA6
REQUESTED FOR CRIMINAL JUSTICE PURPOSES

SCLD CJIS RECORD INDICATES SUBJECT HAS OUT OF STATE ARREST INFORMATION
REQUEST FORWARDED TO NCIC FOR OUT-OF-STATE INFORMATION
INFORMATION FROM OTHER STATES TO FOLLOW THRU NLETS VIA YOUR TERMINAL

INQUIRY WILL BE FORWARDED TO: N C I C W A N T E D P E R S O N S

INDIVIDUAL PROHIBITED FROM POSSESSING OR ACQUIRING FIREARM OR AMMUNITION
PURSUANT TO FEDERAL GUN CONTROL ACT OF 1968

INFORMATION SUBMITTED TO SLED CCH INDICATES THIS INDIVIDUAL HAS BEEN
CONVICTED OF A FELONY ACCORDING TO THE SOUTH CAROLINA CODE OF LAWS.
THEREFORE, THIS PERSON IS INELIGIBLE TO SHIP, TRANSPORT, OR RECEIVE ANY
FIREARM OR AMMUNITION AFFECTED BY INTERSTATE OR FOREIGN COMMERCE, AS
DEFINED BY THE GUN CONTROL ACT OF 1968 (18.USC 922(G)).

** S C CJIS END OF RECORD **





CR 00081ED7A5 from NLETS

BEUSO480
.CR.00081ED7A5.NLETS.20080718 15:27:02
.TO: BEUSO480-1240. 20080718 15:27:02 00081ED7A5
FROM: NLETS-2021285 20080718 15:27:02
CR.GAIII0000
12:18 07/18/2008 27527
12:18 07/18/2008 07741 SC0070000
*OB5E0001EE

TXT
HDR/2L010B5E0001EE2QR
ATN/INVESTIGATOR FLORENCIO
S MICHAEL

Charge 1
Charge Number 00100341183001
Charge Tracking Number 00100341183
Charge Literal MARIJUANA-POSSESS LESS THAN 1 OZ.
Statute MARIJUANA-POSSESS LESS THAN 1 OZ. (16-13-2(B); GA)
State Offense Code 3514
Severity Misdemeanor
Disposition (Convicted 2001-06-26; NOLO CONTENDRE)

Sentencing (Cycle 005)
Sentence Date 2001-06-26
Sentencing Agency GA028033J CHEROKEE COUNTY STATE COURT
Charge 1
Charge Number 00100341183001
Charge Tracking Number 00100341183
Charge Literal

Sentence COMMUNITY SERVICE
Sentence FINE \$463
Sentence PROBATION 12 MONTHS
===== Cycle 006 =====

Tracking Number 00104032725
Earliest Event Date 2001-11-20 Incident Date 2001-11-20

Arrest Date 2001-11-20
Arrest Case Number 0140736
Arresting Agency GA0601300 FULTON COUNTY POLICE DEPARTMENT.
Subject's Name COFFEY, OTIS M
Arrest Type Adult
Charge 1

Charge Number 00104032725001
Charge Tracking Number 00104032725
Charge Literal PURCHASE, POSSESSION, MANUFACTURE, DISTRIBUTION, OR SALE OF MARIJUANA

Charge Description WINT
Statute PURCHASE, POSSESSION, MANUFACTURE, DISTRIBUTION, OR SALE OF MARIJUANA (16-13-30(J); GA)
State Offense Code 3517
Severity Felony

Court Disposition (Cycle 006)

Court Case Number 01SC14479
 Court Agency GA060035J FULTON COUNTY SUPERIOR COURT
 Subject's Name COFFEY, OTIS M
 Charge 1
 Charge Number 00104032725001
 Charge Tracking Number 00104032725
 Charge Literal PURCHASE, POSSESSION, MANUFACTURE, DISTRIBUTION, OR SALE OF MARIJUANA
 Statute PURCHASE, POSSESSION, MANUFACTURE, DISTRIBUTION, OR SALE OF MARIJUANA (16-13-30(J); GA)
 State Offense Code 3517
 Severity Felony
 Disposition (Convicted 2002-06-26; GUILTY (CONVICTED / ADJUDICATED))

Sentencing (Cycle 006)
 Sentence Date 2002-06-26
 Sentencing Agency GA060035J FULTON COUNTY SUPERIOR COURT
 Charge 1
 Charge Number 00104032725001
 Charge Tracking Number 00104032725
 Charge Literal
 Sentence SUSPENDED SENTENCE 12 MONTHS
 ===== Cycle 007 =====
 Tracking Number 00111794771
 Earliest Event Date 2003-05-30 Incident Date 2003-05-30

Arrest Date 2003-05-30
 Arrest Case Number 0319616
 Arresting Agency GA0600000 FULTON COUNTY SHERIFFS OFFICE
 Subject's Name COFFEY, OTIS MICHAEL
 Arrest Type Adult
 Charge 1
 Charge Number 00111794771001
 Charge Tracking Number 00111794771
 Charge Literal FAILURE TO APPEAR (ORIGINAL OFFENSE AND DOA)
 Charge Description 2 CTS #02CR260778, #02CR263418
 Statute FAILURE TO APPEAR (ORIGINAL OFFENSE AND DOA) (17-6-12; GA)
 State Offense Code 5015
 Severity Unknown

Court Disposition (Cycle 007)
 Court Agency GA060033A FULTON COUNTY SOLICITORS OFFICE
 Subject's Name COFFEY, OTIS MICHAEL
 Charge 1
 Charge Number 00111794771001
 Charge Tracking Number 00111794771
 Charge Literal FAILURE TO APPEAR (ORIGINAL OFFENSE AND DOA)
 Charge Description 2CTS
 Statute FAILURE TO APPEAR (ORIGINAL OFFENSE AND DOA) (17-6-12; GA)
 State Offense Code 5015
 Severity Unknown
 Disposition (Unknown 2003-10-15; NOT ON DOCKET)

Sentencing (Cycle 007)
 Sentence Date 2003-10-15
 Sentencing Agency GA060033A FULTON COUNTY SOLICITORS OFFICE

Charge 1
 Charge Number 00111794771001
 Charge Tracking Number 00111794771
 Charge Literal
 Sentence OTHER SENTENCE TYPE
 Sentence --OTHER SENTENCE CONDITION 2CTS
 ===== Cycle 008 =====
 Tracking Number 00111926076
 Earliest Event Date 2004-04-24 Incident Date 2004-04-24

 Arrest Date 2004-04-24
 Arrest Case Number 12726
 Arresting Agency GA1380200 VIDALIA POLICE DEPARTMENT
 Subject's Name COFFEY, OTIS MICHAEL
 Arrest Type Adult
 Charge 1
 Charge Number 00111926076001
 Charge Tracking Number 00111926076
 Charge Literal MARIJUANA-POSSESS LESS THAN 1 OZ.
 Statute MARIJUANA-POSSESS LESS THAN 1 OZ. (16-13-2(B); GA)
 State Offense Code 3514
 Severity Misdemeanor

 Court Disposition (Cycle 008)
 Court Case Number 04SR959
 Court Agency GA138043J TOOMBS COUNTY STATE COURT
 Subject's Name COFFEY, OTIS MICHAEL
 Charge 1

Charge Number 00111926076001
 Charge Tracking Number 00111926076
 Charge Literal MARIJUANA-POSSESS LESS THAN 1 OZ.
 Statute MARIJUANA-POSSESS LESS THAN 1 OZ. (16-13-2(B); GA)
 State Offense Code 3514
 Severity Misdemeanor
 Disposition (Convicted 2004-06-21; GUILTY (CONVICTED / ADJUDICATED))

 Sentencing (Cycle 008)
 Sentence Date 2004-06-21
 Sentencing Agency GA138043J TOOMBS COUNTY STATE COURT
 Charge 1

Charge Number 00111926076001
 Charge Tracking Number 00111926076
 Charge Literal
 Sentence FINE \$982
 Sentence PROBATION 12 MONTHS
 ===== Cycle 009 =====

Tracking Number 00116602765
 Earliest Event Date 2004-06-23 Incident Date 2004-06-23

 Arrest Date 2004-06-23
 Arrest Case Number 0420013
 Arresting Agency GA0600000 FULTON COUNTY SHERIFFS OFFICE
 Subject's Name COFFEY, OTIS MICHAEL
 Arrest Type Adult
 Charge 1
 Charge Number 00116602765001
 Charge Tracking Number 00116602765

Charge Literal PROBATION VIOLATION (PROB TERMS ALTERED)
 Charge Description POSS MARIJ/ W# 02CR260778
 Statute PROBATION VIOLATION (PROB TERMS ALTERED)
 (42-8-38; GA)
 State Offense Code 5012
 Severity Unknown
 Charge 2
 Charge Number 00116602765002
 Charge Tracking Number 00116602765
 Charge Literal PROBATION VIOLATION (PROB TERMS ALTERED)
 Charge Description DUI-ALCOHOL/ W# 01CR255575
 Statute PROBATION VIOLATION (PROB TERMS ALTERED)
 (42-8-38; GA)
 State Offense Code 5012
 Severity Unknown
 Charge 3
 Charge Number 00116602765003
 Charge Tracking Number 00116602765
 Charge Literal PROBATION VIOLATION (PROB TERMS ALTERED)
 Charge Description DUI-DRUGS/ W# 01CR255575
 Statute PROBATION VIOLATION (PROB TERMS ALTERED)
 (42-8-38; GA)
 State Offense Code 5012
 Severity Unknown
 Charge 4
 Charge Number 00116602765004
 Charge Tracking Number 00116602765
 Charge Literal PROBATION VIOLATION (PROB TERMS ALTERED)
 Charge Description DUI-DRUGS ALCOHOL/ W# 01CR255575
 Statute PROBATION VIOLATION (PROB TERMS ALTERED)
 (42-8-38; GA)
 State Offense Code 5012
 Severity Unknown
 Charge 5
 Charge Number 00116602765005
 Charge Tracking Number 00116602765
 Charge Literal PROBATION VIOLATION (PROB TERMS ALTERED)
 Charge Description POSS MARIJ/ W# 01CR255575
 Statute PROBATION VIOLATION (PROB TERMS ALTERED)
 (42-8-38; GA)
 State Offense Code 5012
 Severity Unknown

==== Cycle 010 =====

Tracking Number 00135426944
 Earliest Event Date 2006-10-07 Incident Date 2006-10-07

 Arrest Date 2006-10-07
 Arresting Agency GA0250200 GARDEN CITY POLICE DEPARTMENT
 Subject's Name COFFEY, OTIS
 Arrest Type Adult
 Charge 1
 Charge Number 00135426944001
 Charge Tracking Number 00135426944
 Charge Literal DRIVING WHILE LICENSE SUSPENDED OR REVOKED
 Statute DRIVING WHILE LICENSE SUSPENDED OR REVOKED
 (40-5-121; GA)
 State Offense Code 5412
 Severity Misdemeanor

***** INDEX OF AGENCIES *****
 Agency GARDEN CITY POLICE DEPARTMENT; GA0250200;

Address CHIEF
 100 MAIN STREET
 GARDEN CITY, GA 314080000

Agency CHEROKEE COUNTY STATE COURT; GA028033J;
 JUDGE
 Address 90 NORTH STREET SUITE G 170
 CANTON, GA 301140000

Agency WOODSTOCK POLICE DEPARTMENT; GA0280500;
 CHIEF
 Address 103 ARNOLD MILL ROAD
 WOODSTOCK, GA 301880000

Agency FULTON COUNTY SHERIFFS OFFICE; GA0600000;
 SHERIFF
 Address 185 CENTRAL AVENUE NINTH FLOOR
 ATLANTA, GA 303030000

Agency FULTON COUNTY STATE COURT; GA060013J;
 JUDGE
 Address 185 CENTRAL AVENUE
 ATLANTA, GA 303030000

Agency FULTON COUNTY SOLICITORS OFFICE; GA060033A;
 SOLICITOR
 Address 160 PRYOR STREET SW
 ATLANTA, GA 303030000

Agency FULTON COUNTY SUPERIOR COURT; GA060035J;
 JUDGE
 Address 136 PRYOR STREET SW ROOM 606
 ATLANTA, GA 303030000

Agency ROSWELL POLICE DEPARTMENT; GA0600500;
 CHIEF
 Address 39 HILL STREET
 ROSWELL, GA 300750000

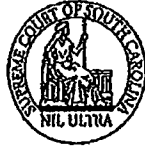
Agency FULTON COUNTY POLICE DEPARTMENT; GA0601300;
 CHIEF
 Address 130 PEACHTREE STREET SW
 ATLANTA, GA 303030000

Agency VIDALIA POLICE DEPARTMENT; GA1380200;
 CHIEF
 Address 101 DURDEN STREET
 VIDALIA, GA 304740000

Agency TOOMBS COUNTY STATE COURT; GA138043J;

Address JUDGE
 PO DRAWER 530

** MESSAGE EXCEEDED 14400 CHARACTERS-HAS BEEN SEGMENTED BY NLETS **
** PART 2 OF 3 **



THE COMMISSION ON JUDICIAL CONDUCT

South Carolina Supreme Court
Columbia, South Carolina

THOMAS W. COOPER, JR.
CHAIRMAN

DEBORAH S. MCKEOWN
COMMISSION COUNSEL

1015 SUMNER STREET, SUITE 305
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1885

August 3, 2009

PERSONAL AND CONFIDENTIAL

The Honorable Maureen T. Coffey
c/o Desa A. Ballard, Esquire
226 State Street
West Columbia, SC 29169

00335

Re: Case No.: 08-DE-J-0330 (LETTER OF CAUTION)

Dear Judge Coffey:

An investigative panel of the Commission on Judicial Conduct considered the above referenced matter on June 26, 2009. The panel found that you did, in fact, fail to comply with or act contrary to the provisions of the Code of Judicial Conduct - Rule 501, SCACR, in connection with this matter which constitutes a violation of the Rules for Judicial Disciplinary Enforcement - Rule 502, SCACR.

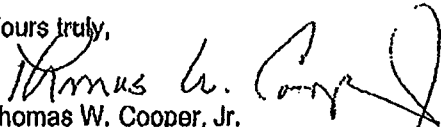
However, the panel found that the misconduct committed by you in this matter was minor, that there was no or very little harm to the public or administration of justice as a result thereof, and that, under those circumstances, the imposition of a sanction was not warranted. For these reasons, the panel decided not to authorize the filing of formal charges against you in connection with this matter, but, instead, to conclude this matter with the issuance of this Letter of Caution.

Accordingly, you are hereby cautioned that, as you perform future duties as a judge, you should be more mindful of and be more careful to adhere to the guidelines set out in the Code of Judicial Conduct, particularly those set out in Canons 2 and 2A thereof. This Letter of Caution is being issued because you acted contrary to the provisions of Rule 13 of the Rules for Judicial Disciplinary Enforcement by filing a civil lawsuit against a complainant based upon communications the complainant made in a disciplinary proceeding.

Judge Coffey
August 3, 2009
Page Two

The issuance of this Letter of Caution constitutes a final disposition of the above referenced matter. As required by applicable rules, the complainant will be advised that this matter was not dismissed but concluded in a fashion that remains confidential.

Yours truly,


Thomas W. Cooper, Jr.
Chairman, Commission on Judicial Conduct

TWCjr/dsm

00336

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-07-00013

Maureen T. Coffey,..... Respondent,

v.

Community Services Associates, Inc., and
George F. Breed, Jr. Appellants.

**SUPPLEMENT TO THE
RECORD ON APPEAL**

In order to comply with Rule 210(c), SCACR, Appellants hereby supplement the Index to the Record on Appeal filed in this case as follows:

Testimony of Maureen Coffey	
Direct	291
On-the-Record Bench Conference	307
Continue Direct	317
On-the-Record Bench Conference	376
Continue Direct	406
Cross	412
Re-Direct	455
Testimony of John Albert Jolin, Jr.	
Direct	457
On-the-Record Bench Conference	499
Continue Direct	502
Cross	520
Re-Direct	541
Re-Cross	548

Testimony of Meredith Florencio	
Direct	549
On-the-Record Bench Conference	577
Cross	605
Re-Direct	607
Re-Cross	614
On-the-Record Bench Conference	616
Testimony of Brian Hulbert	
Direct	629
Re-Direct	648
Testimony of Richard Thompson Sonberg	
Direct	650
Cross	655
Re-Direct	657
Re-Cross	657
Testimony of Greg DeLoach	
Direct	658
Cross	698
Re-Direct	709
Testimony of Barbara Ann Martin	
Direct	711
Cross	714
Re-Direct	714
Testimony of Curtis Lee Coltrane	
Direct	718
Testimony of Brian Mark Baird	
Direct	725
Cross	728
Testimony of William Arnold Waxel	
Direct	731
Cross	734
Testimony of Randall Bruce Woods	
Direct	736
Cross	741
Re-Direct	743
On-the-Record Bench Conference	744

Testimony of Dr. Lynn E. Geiger	
Direct	795
Cross	806
Re-Direct	836
Testimony of Steven P. Birdwell	
Direct	839
On-the-Record Bench Conference	864
Continue Direct	885
Cross	891
Re-Direct	897
Re-Cross	901
Testimony of Sherry Hamilton	
Direct	903
Cross	912
Re-Direct	915
Testimony of Todd McNeill	
Direct	917
Cross	926
Re-Direct	929
Re-Cross	934
Reading of Deposition Testimony of George F. Breed, Jr.	936
On-the-Record Bench Conference	1109
Reading of Deposition Testimony of Cary A. Kelley.....	1130
On-the-Record Bench Conference	1230
Motions for Directed Verdict.....	1240
Testimony of Stephen N. Wright	
Direct	1299
On-the-Record Bench Conference	1302
Continue Direct	1310
Cross	1316
Testimony of Judge William L. Howard	
Direct	1334
Cross	1348
On-the-Record Bench Conference	1351
Testimony of Captain Toby McSwain	

Direct	1353
Cross	1359
Re-Direct	1393
Re-Cross	1399
Testimony of Cary A. Kelley	
Direct	1409
Cross	1414
Re-Direct	1423
On-the-Record Bench Conference	1424
Reading of Deposition Testimony of Maureen Coffey	1425
Renewing Motions	1458
Rebuttal Testimony of Sherry Hamilton	
Direct	1473
Cross	1475
Re-Direct	1476
On-the-Record Bench Conference	1477
Plaintiff's Closing Argument	1503
Defendants' Closing Argument	1533
Plaintiff's Closing Rebuttal Argument	1559
On-the-Record Bench Conference re Jury Charge and Verdict Form	1569
Jury Charge	1620
On-the-Record Bench Conference	1646
Jury Verdict	1667
On-the-Record Bench Conference	1670

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-07-00013

Maureen T. Coffey,..... Respondent,

v.

Community Services Associates, Inc., and
George F. Breed, Jr. Appellants.

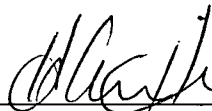
PROOF OF COMPLIANCE

The undersigned hereby certifies that the Appendix to Record on Appeal filed in this matter contains material proposed to be included by the parties to this matter and does not include any other material. The undersigned further certifies that the Record on Appeal filed in this matter complies with the South Carolina Supreme Court's August 13, 2007 Order re: Interim Guidance Regarding Personal Data Identifiers and Other Sensitive Information in Appellate Court Filings.

January 13, 2014

Respectfully submitted,

McANGUS GOUDELOCK & COURIE LLC



Weston Adams, III
M. McMullen Taylor
Meridian 10th Floor
1320 Main Street
P.O. Box 12519
Columbia, South Carolina 29211-2519
(803) 779-2300

Helen F. Hiser
735 Johnnie Dodds Blvd., Suite 200
P.O. Box 650007
Mount Pleasant, South Carolina 29465
(843) 576-2900

*Attorneys for Appellant George F.
Breed, Jr.*

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-07-00013

Maureen T. Coffey, Respondent,

v.

Community Services Associates, Inc., and
George F. Breed, Jr. Appellants.

PROOF OF SERVICE

I certify that I served the **Appendix to the Record on Appeal** on Maureen T. Coffey, by depositing a copy of it in the United States Mail, postage prepaid, on the 13th day of January, 2014, addressed to her attorney and other counsel of record, as follows:

Robert V. Mathison, Jr., Esq.
Attorney at Law
Post Office Box 5271
Hilton Head Island, SC 29938-5271

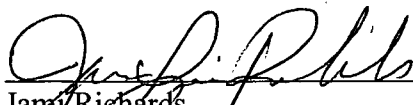
C. Mitchell Brown, Esquire
Nelson, Mullins, Riley & Scarborough, LLP
Post Office Box 11070
Columbia, South Carolina 29211

Mark S. Barrow, Esq.
William R. Calhoun, Jr., Esq.
Sweeny, Wingate Barrow, P.A.,
Post Office Box 12129
Columbia, SC 29211

RECEIVED

JAN 15 2014

SC Court of Appeals



Jamie Richards

Legal Assistant to Helen F. Hiser

McANGUS GOUDELOCK & COURIE LLC

735 Johnnie Dodds Blvd., Suite 200

PO Box 650007

Mount Pleasant, South Carolina 29465

(843) 576-2900

Attorneys for Appellant George F. Breed, Jr.