

STATE OF SOUTH CAROLINA)
)
 COUNTY OF CHARLESTON)
)
 Alan Sheppard, Ed Sheppard,)
 Randy Bates, Eddie White,)
 Dan Radovanick, individually and as)
 members of Wando River, LLC,)
)
 Plaintiff,)
)
)
 vs.)
)
 William O. Higgins, Trenholm Walker)
 and Clay McCullough,)
)
 Defendants.)

Master in Equity
 IN THE FAMILY COURT
 CASE NO.: 09-CP-10-5838

FILED
 2010 JUN 23 PM 12:43
 JULIE L. HARRINGTON
 CLERK OF COURT
 BK

ORDER

This matter came before me for a telephonic hearing on June 21, 2010. Present for this meeting were Amy Campbell Kelly, Attorney for Plaintiffs, M. Dawes Cook, Jr. and Alissa DeCarlo, Attorneys for Defendants, Trenholm Walker and Clay McCullough, and Page M. Kalish, Attorney for Defendant William O. Higgins.

At this meeting, the Judge disclosed that he was being represented by one of the Defendants in a Federal Court matter and announced that he believed he should recuse himself due to this conflict of interest. No Party objected to this recusal.

IT IS THEREFORE ORDERED that Judge ^{R.} Mikell Scarborough is hereby recused as the presiding Judge in this case, and this case shall be restored to the Common Pleas docket for further proceedings.

AND IT IS SO ORDERED.

[Signature]
 Honorable R. Mikell Scarborough
 Master-in-Equity for Charleston County

Charleston, SC
 13 day of June, 2010.

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AMY CAMPBELL KELLY**
Attorney
**Certified Civil Litigation Mediator

June 23, 2010

The Honorable R. Mikell Scarborough
Master-in-Equity for Charleston County
100 Broad Street, Suite 266
Charleston, SC 29401

via facsimile 843-958-5077

Re: Sheppard v. Higgins et al.
Case No.: 09-CP-10-5838
My File No.: 10-00740

Dear Judge Scarborough:

Enclosed is the proposed Order recusing you from this case. Since I will be out of the office tomorrow and Friday, I am copying Dawes and Page and ask that they contact you if they have any objections or revisions to this Order by Friday.

I will send in the Order by mail, along with a self-addressed, stamped envelope in which you can return it to me if it is approved.

With warmest regards,



Amy Campbell Kelly

Enclosure

cc: Wando River, LLC via e-mail
M. Dawes Cooke, Jr., Esquire via facsimile (843-577-7708)
John T. Lay, Jr, Esquire, via facsimile (803-779-4749)