

The South Carolina Court of Appeals

Alan Wilson, in his Capacity as Attorney General of
South Carolina: and others, Plaintiffs,

v.

Albert H. Dallas and others, Defendants,

Of whom Adele J. Pope, Individually and on behalf of
Others under South Carolina Trust Code Section 62-7-
405, is Appellant,

And Terry Brown, Forlando Brown, James B., David g.
Cannon, Albert H. Dallas and Tommie Rae Hynie are
Respondents,

And Alan Wilson in his Capacity as Attorney General of
South Carolina, Deanna J. Brown Thomas and Robert L.
Buchanan, Jr., are Additional Interested Persons.

In Re: The Estate of James Brown and The James Brown
2000 Irrevocable Trust u/a/d August 1, 2000,
Respondents.

Appellate Case No. 2013-001649

ORDER

This court issued an order declining to act on a motion to dismiss because Russell L. Bauknight was not a party to this appeal. Mr. Bauknight has filed a petition for rehearing, stating the Estate of James Brown (the estate) and the James Brown 2000 Irrevocable Trust u/a/d August 1, 2000 (the trust) should be listed as parties to this appeal and Mr. Bauknight should be able to represent the estate's and the trust's interests in this appeal. Because Mr. Bauknight has now been appointed as

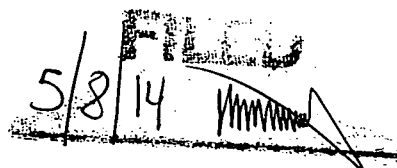
the personal representative of the estate and trustee of the trust by the interim order of Judge Doyet A. Early III, this court agrees. The estate and trust are adverse parties and should be listed as Respondents in this appeal. See Rule 202, SCACR (stating adverse parties shall be known as the respondents). As reflected by the caption to this order, the estate and trust have been added as Respondents. Accordingly, on behalf of the estate and trust, Mr. Bauknight, as the personal representative and trustee, shall be permitted to file briefs and argue at oral argument should any argument be held. Mr. Bauknight's previously filed motion to dismiss is denied at this time and the parties shall proceed with initial briefing.


FOR THE COURT

Columbia, South Carolina

cc:

Adele J. Pope
David B. Bell, Esquire
Matthew D. Bodman, Esquire
Eugene C. Covington, Jr., Esquire
Robert N. Rosen, Esquire
Albert P. Shahid, Jr., Esquire
William W. Wilkins, Esquire
J. David Black, Esquire
Tanya A. Gee, Esquire
Fred Lewis Kingsmore, Jr., Esquire
Burl F. Williams, Esquire
David G. Cannon


5/8/14