

The South Carolina Court of Appeals

Madeleine R. Arata and Kenneth C. Arata, Appellants,

v.

Village West Owners' Association, Inc. D/B/A Village
West Horizontal Property Regime, Respondent.

Appellate Case No. 2012-212486

ORDER

On March 6, 2013, attorney Jack Simrill, counsel for the appellants, retired from the practice of law. Upon learning of Mr. Simrill's retirement, the Court sent a letter dated April 1, 2014, inquiring whether Mr. Simrill met any of the exceptions to Rule 410(h)(1)(G) of the South Carolina Appellate Court Rules (SCACR), which prohibits a retired member from engaging in the practice of law in this state. To date, Mr. Simrill has not provided any evidence that he is exempt from this prohibition. Accordingly, he is relieved as counsel for the appellants.

In the April 1, 2014 letter, the Court also directed Mr. Simrill to provide the Court with a proof of service showing the appellants' current address. He has not done so. Accordingly, Mr. Simrill must file a proof of service with this Court within ten days of the date of this order showing that he has served a copy of this order on the appellants at the appellants' current address.

The appellants, in turn, must provide the name of their new attorney within thirty days of the date of this order or they will be presumed to be proceeding pro se. Furthermore, if no attorney licensed to practice law in this state has made an appearance in this case within thirty days of the date of this order, the appeal will be decided on the briefs pursuant to Rule 215, SCACR.

Thomas C. Hoff

, J.

FOR THE COURT

Columbia, South Carolina

cc:

Jack D. Simrill, Esquire

Brian Charles Pitts, Esquire

Madeleine R. Arata and Kenneth C. Arata (at 6 Governor's Harbor, Hilton Head
Island, SC 29926)

FILED

June 4, 2014