

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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**SC Court of Appeals**

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Appellate Case No. 2013-002435  
Trial Court Case No. 2011CP2307943

John Deere Financial, f.s.b. FPC Financial, Plaintiff,

v.

Jerry A. Bruce, Defendant and Third-Party Plaintiff.....Respondent,

v.

Flint Equipment Co., Third-Party Defendant.....Appellant.

PETITION TO WITHDRAW AND TO SUBSTITUTE COUNSEL

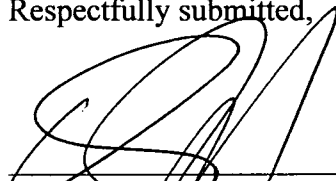
TO THE COURT OF APPEALS:

Pursuant to Rule 264 of South Carolina Appellate Court Rules, Appellant, Third-Party Defendant, Flint Equipment Company ("Flint"), through its counsel and upon its request and consent, hereby petitions this Court to allow the withdrawal of counsel, William Joseph Moore, Jr., Esquire as attorney of record and to substitute C. Frederic Marcinak, III of Smith, Moore, Leatherwood to represent it in this matter. Flint, through its counsel, has conferred with Respondent's Counsel who has consented to the Substitution and Withdrawal of Counsel. Attached hereto is the proposed Court Order to allow the Substitution of Counsel.

**PRAYER FOR RELIEF**

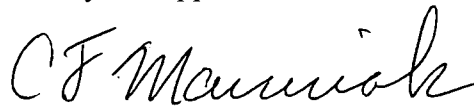
For the reasons set forth above, Appellant respectfully requests that the Court enter its order allowing W. Joseph Moore, Jr. to withdraw and C. Frederic Marcinak, III to substitute as counsel for the Appellant in this matter.

Respectfully submitted,



William Joseph Moore, Jr.  
Gertz and Moore, LLP  
P.O. Box 456  
Columbia, SC 29202  
(803) 252-1524  
Attorney for Appellant

July 22, 2014



C. Frederic Marcinak, III  
Smith Moore Leatherwood, LLP  
2 West Washington Street, Suite 1100  
Greenville, SC 29601  
(864) 751-7691

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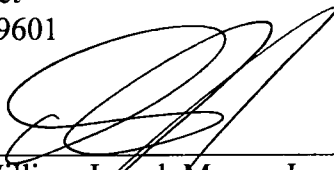
CERTIFICATE OF SERVICE BY MAIL

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I hereby certify that a copy of the within Petition to Withdraw and to Substitute Counsel was duly served upon the following on July 22, 2014 with first class postage duly affixed and a return address clearly indicated on the envelope by depositing said papers in the United States Mail, Columbia, South Carolina, addressed as follows:

O. W. Bannister, Esq.  
401 Pettigru Street  
Greenville, SC 29601

July 22, 2014  
Columbia, South Carolina

  
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William Joseph Moore, Jr.  
Attorney for Appellant