

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM EDGEFIELD COUNTY
Court of Common Pleas

Kathy Ouzts Rushton, Special Referee

Appellate Case No.: 2014-001742

RECEIVED

OCT 23 2014

SC Court of Appeals

73940

Bernard Loyer, Jr., and Sherry Loyer, Respondents,

v.

S17 Owners Association, Inc.; John L. Avent; Frances Avent; Sylvia S. Berger; Robert J. Berning; Jeanne M. Clavel; Greg Connell; Gerald Crawford; Bruce C. Douglas; Jonathan D. Dunn; Les Galazka; Michael V. Goransky; Frank L. Gougher; David E. Harris; Cathryn A. Knight; John M. Lacher; Kyle R. Larson; Laura Linn; Roger McCoig; Charles Wilmot Miller; Michael O'Brien; Carolyn M. Rischbieter; William Satcher; and Belinda Smith-Sullivan, Defendants,

OF WHOM S17 Owners Association, Inc.; John L. Avent, Frances Avent; Sylvia S. Berger; Greg Connell; Jonathan D. Dunn; Michael V. Goransky; Frank L. Gougher; David E. Harris; Cathryn A. Knight; John M. Lacher; Kayle R. Larson; Michael O'Brien; Carolyn M. Rischbieter; and Belinda Smith-Sullivan are Appellants.

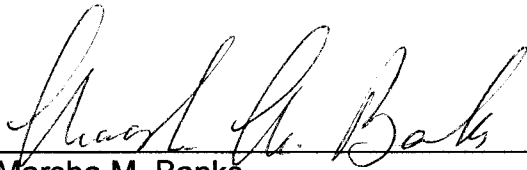
MOTION TO BE RELIEVED AS COUNSEL

WHEREAS, the Defendants were notified by the undersigned trial counsel via U.S. Mail on October 14, 2014, of the pending Appeal in the above-referenced matter and multiple attempts have been made by trial counsel throughout the trial process to communicate with Defendants and Defendants have repeatedly chosen not to respond as noted in the Special Referee's Final Order.

WHEREAS, Ms. Bank's letter of representation of the Defendants did not include any appeals and multiple attempts have been made throughout the extremely lengthy and complex trial process by Ms. Banks to obtain updated Representation Agreements or Consent to be Relieved as Counsel Motions and Defendants have chosen not to respond.

NOW THEREFORE, the undersigned hereby moves that Marsha M. Banks, Esq. be relieved as counsel for the Defendants.

I SO MOVE.

A handwritten signature in cursive script, reading "Marsha M. Banks", is written over a horizontal line.

Marsha M. Banks
S.C. Bar No. 70737
BANKS & ASSOCIATES P.C.
319 Park Avenue SE
Aiken, SC 29803
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OF WHOM S17 Owners Association, Inc.; John L. Avent, Frances Avent; Sylvia S. Berger; Greg Connell; Jonathan D. Dunn; Michael V. Goransky; Frank L. Gougher; David E. Harris; Cathryn A. Knight; John M. Lacher; Kayle R. Larson; Michael O'Brien; Carolyn M. Rischbieter; and Belinda Smith-Sullivan are Appellants.

CERTIFICATE OF SERVICE

I, Marsha M. Banks, certify that I have caused the within Motion to be Relieved as Counsel in the above-referenced matter to be served, via US Mail, on October 21, 2014, to Defendants and Counsel as listed below:

Philip H. Woolhiser, Esq.
112 Trafalgar Street, SW
Aiken, SC 29801

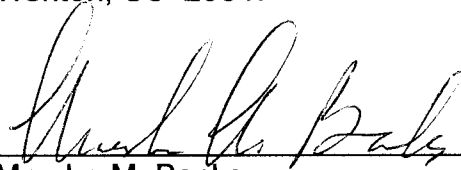
S-17 Owners Association, Inc.
85 Rachel Avenue
Trenton, SC 29847

Paul Knapp Simons, Esq.
111 Park Avenue SW
Aiken, SC 29801

Robert J. Berning
120 Pine Needle Road
Aiken, SC 29803

Bernard Loyer, Jr.
61 Rachel Avenue
Trenton, SC 29847

Sherry Loyer
61 Rachel Avenue
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Marsha M. Banks
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Aiken, SC 29803

BANKS & ASSOCIATES PC

319 Park Avenue, SE
Aiken, South Carolina 29801

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October 20, 2014

Ms. Jenny Abbot Kitchings
Clerk of the South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Bernard and Sherry Loyer v. S17 Owners Association, Inc., et al.
Case No.: 2014-001742

Dear Ms. Kitchings:

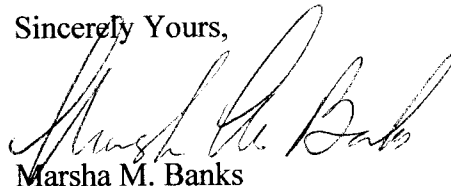
Enclosed please find the original and six copies of the Motion to be Relieved as Counsel and Certificate of Service.

By copy of this letter, I am serving all opposing counsel and pro se parties.

Thank you for your consideration in this matter.

With regards, I remain

Sincerely Yours,



Marsha M. Banks

Enclosures

cc: Phillip H. Woolhiser, Esq.
S-17 Owner's Association, Inc.
Paul Knapp Simons
Robert J. Berning
Bernard Loyer, Jr.
Sherry Loyer

Marsha M. Banks
mmblaw@gmail.com

Bradford M. Owensby
bmowensby@gmail.com

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BANKS & ASSOCIATES, P.C.
319 PARK AVE SE
AIKEN, SC 29801

Ms. Jenny Abbot Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

