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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Special Referee

Appellate Case No. 2015-001217

RECEIVED

JUN 23 2015

SC Court of Appeals

Myra Chapman,

Respondent,

v.

Deer Crossing, LLC

Appellant.

MOTION TO BE RELIEVED AS COUNSEL OF RECORD FOR RESPONDENT

Marcus W. Meetze
S.C. Bar #77210
Law Office of Marcus W. Meetze, LLC
Post Office Box 81118
Simpsonville, South Carolina 29680
Attorney for Respondent

James C. Alexander
S.C. Bar #317
Post Office Box 618
Pickens, South Carolina 29671
Attorney for Appellant

THE STATE OF SOUTH CAROLINA
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Deer Crossing, LLC

Appellant.

MOTION TO BE RELIEVED AS COUNSEL OF RECORD FOR RESPONDENT

Marcus W. Meetze and The Law Firm of Marcus W. Meetze, LLC. (collectively, "Meetze") hereby move for an Order relieving Meetze as counsel for Myra S. Chapman in the above-referenced matter, pursuant to Rule 1.16(b)(1), "Declining or Terminating Representation, part of Rule 407, "Rules of Professional Conduct" of the South Carolina Appellate Court Rules. That Rule reads as follows:

a lawyer may withdraw from representing a client if:

(5) the client fails substantially to fulfill an obligation to the lawyer regarding the lawyer's services or payment therefor and has been given reasonable warning that the lawyer will withdraw unless the obligation is fulfilled;

(6) the representation will result in an unreasonable financial burden on the lawyer or has been rendered unreasonably difficult by the client; or

Despite numerous demands, Plaintiff has failed and or refused to pay the fees incurred in the prosecution of the above-referenced matter.

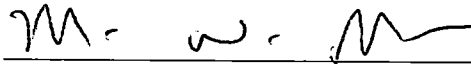
Meetze has made numerous attempts to contact Plaintiff via email, telephone and U.S. mail concerning payment of fees, a proposed post judgment settlement offer by Defendant, and the notice of appeal filed by Defendant and Plaintiff has failed to respond. Due to Plaintiff's failure to respond to her attorney's numerous inquiries, representation has been rendered unreasonably difficult by the client.

Meetze hereby further moves for an Order relieving Meetze as counsel for Myra S. Chapman in the above-referenced matter, pursuant to Rule 1.16(a)(3), "Declining or Terminating Representation, part of Rule 407, "Rules of Professional Conduct" of the South Carolina Appellate Court Rules. That Rule reads as follows: a lawyer shall not represent a client or, where representation has commenced, shall withdraw from the representation of a client if [...] the lawyer is discharged.

In electronic mail correspondence with the Special Referee dated May 19, 2015, Defendant has indicated the services of Meetze were discharged after the trial in the above-referenced matter. See Exhibit C. email from Myra Chapman to Judge Charles B. Simmons, Jr. The electronic mail indicates Respondent received a copy of the order which is currently being appealed (the "Final Order"). A copy of the Final Order was mailed to Respondent via certified mail on May 11, 2015. Respondent signed for the certified letter on May 14, 2015. Upon information and belief, Meetze has been discharged from representing Plaintiff.

Meetze has sought the consent of Respondent to the current motion but Respondent has failed and/or refused to respond. Appellant, Deer Crossing, LLC consents to the motion.

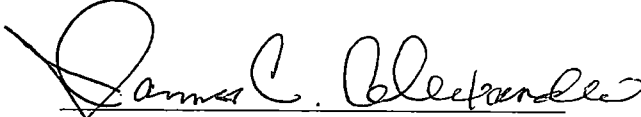
Wherefore, Meetze respectfully requests an Order relieving Meetze as counsel for Respondent and for such other and further relief as the Court deems just and proper.



Marcus W. Meetze
S.C. Bar #77210
Law Office of Marcus W. Meetze, LLC
Post Office Box 81118
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864-271-3555 (p)
864-757-8691 (f)

June 18, 2015

I Consent.



James C. Alexander
S.C. Bar # 317
Post Office Box 618
Pickens, South Carolina 29671
Attorney for Appellant

June 15th, 2015

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of Common Pleas

RECEIVED

Charles B. Simmons, Jr., Special Referee

JUN 23 2015

SC Court of Appeals

Appellate Case No. 2015-001217

Myra Chapman,

Respondent,

v.

Deer Crossing, LLC


Appellant.

PROOF OF SERVICE

I hereby certify that, on this 19th day of June, 2015 a copy of a motion to be relieved as counsel of record and memorandum in support of motion to be relieved as counsel of record was served upon the below stated parties via United States Postal Service, priority delivery, with sufficient first class postage affixed thereto and addressed as follows:

James Alexander
S.C. Bar #317
Post Office Box 618
Pickens, S.C. 29671
Attorney for Appellant

Myra S. Chapman
P.O. Box 1462
Pickens, S.C. 29671
Respondent



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The Law Office of Marcus W. Meetze, LLC

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Marcus W. Meetze, Esquire

wes@meetzelaw.com

June 19, 2015

VIA U.S. MAIL

The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED

JUN 23 2015

SC Court of Appeals


Re: Myra Chapman, Respondent vs. Deer Crossing, LLC Appellant,
Appellate Case No.: 2015-001217

Dear Ms. Kitchings:

Enclosed for filing is an original and six (6) copies of a motion to be relieved as counsel of record for respondent, supporting memorandum and proof of service. Also enclosed is my firm's check in the amount of \$25.00 to cover the filing fee. Please returned a time-stamped copy in the envelope provided.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Marcus W. Meetze, Esquire
Law Office of Marcus W. Meetze, LLC
Post Office Box 81118
Simpsonville, South Carolina 29680

cc: James C. Alexander
Post Office Box 618
Pickens, S.C. 29671
Attorney for Appellant

Myra S. Chapman
Post Office Box 1462
Pickens, S.C. 29671
Respondent

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P.O. Box 81118
Simpsonville, South Carolina 29680

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