

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

RECEIVED

JUL 21 2015

Case No.: 2015-001300

SC Court of Appeals

Charles Baker, Sr. ....Appellant.  
MUSC.....Respondent.

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**MOTION TO BE RELIEVED AS COUNSEL**

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The attorney for the Pro Se Appellant D. Keith Bolus hereby moves before the Appellant Court to be relieved as Counsel for the Appellant, Charles E. Baker, Sr.

In the Order filed on May 6, 2015 the Circuit Court Judge, R. Markley Dennis, Jr. denied the Appellants Motion for Reconsideration for the Court's granting of Summary Judgement to the Respondent. Attached is a copy if said Order.

After counsel was notified that the Circuit Court denied the Appellant's Motion for Reconsideration, the Appellant informed counsel that he did not desire counsel's services any further. After counsel received the Order denying Appellants Motion for Reconsideration, counsel notified the Appellant by sending Appellant a letter dated May 18, 2015 stating that Appellant's motion for reconsideration was denied. The letter also

stated that per counsel's previous conversation with Appellant, Appellant did not wish to retain counsel's services anymore.

The last telephone contact that counsel had with the Appellant was on or about April 29, 2015, wherein the Appellant and counsel set up an appointment for May 1, 2015 to conclude legal services with the Appellant. The Appellant did not show up for the appointment and counsel has had no further contact with him despite repeated requests from counsel.

Counsel was unaware that the Appellant had filed a Pro Se appeal until he received a letter dated July 2, 2015 from the Appellate Court indicating the same.

Counsel hereby moves this Appellate Court to be relieved of counsel on the above stated grounds and through the attached Affidavit of Counsel.

Respectfully Submitted,



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D. Keith Bolus, Esq.  
2127 Dorchester Road  
North Charleston, SC 29405  
(843) 747-1323  
Attorney for Appellant

Date: 7/16, 2015

Other Counsel of Record:

James Edward Scott, IV, Esq.  
Young Clement Rivers, LLP  
25 Calhoun Street, Suite 400  
Charleston, SC 29401



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Charles Baker, Sr. ....Appellant.  
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**AFFIDAVIT OF D. KEITH BOLUS IN SUPPORT OF MOTION TO BE  
RELIEVED AS COUNSEL**

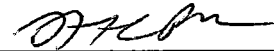
1. The Circuit Court Judge, R. Markley Dennis, Jr. denied the Appellants Motion for Reconsideration in an order that was filed on May 6, 2015.
2. After counsel was notified that the Circuit Court denied the Appellant's Motion for Reconsideration, in a phone call with the Appellant, the Appellant informed counsel that he did not desire counsel's services any further.
3. After counsel received the Order denying reconsideration of the dismissal, counsel sent the Appellant a letter on May 18, 2015 indicating that his Motion for Reconsideration was denied and, also stating that per counsel's previous conversation with Appellant, he did not wish to retain counsel's services anymore. Attached is a copy of said letter.

4. The last contact that counsel had with the Appellant was on or about April 29, 2015, wherein the Appellant and counsel discussed counsel's further representation of the Appellant.

5. Counsel set up an appointment to meet with Appellant on May 1, 2015 to conclude services with the Appellant. The Appellant did not show up for the appointment and counsel has had no further contact with the Appellant despite repeated requests from counsel.

6. Counsel was unaware that the Appellant had filed a Pro Se appeal until he received a letter dated July 2, 2015 from the Clerk of Court indicating the same.

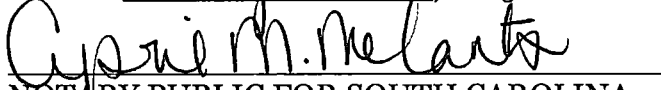
Respectfully Submitted,



D. Keith Bolus, Esq.  
2127 Dorchester Road  
North Charleston, SC 29405  
(843) 747-1323

Date: 7/16, 2015

SWORN TO BEFORE ME THIS 16<sup>th</sup>  
DAY OF July, 2015.



NOTARY PUBLIC FOR SOUTH CAROLINA  
MY COMMISSION EXPIRES: 5/18/2021

**D. KEITH BOLUS**  
ATTORNEY AT LAW  
2127 DORCHESTER ROAD  
N. CHARLESTON, SC 29405  
e-mail: [dkboluslaw@bellsouth.net](mailto:dkboluslaw@bellsouth.net)

OFFICE: (843) 747-1323  
CELL: (843) 693-7189  
FAX: (843) 747-1325

FOLLY BEACH OFFICE:  
(843) 747-1323

May 18, 2015

Charles "Buddy" Baker  
PO Box 1803  
Folly Beach, SC 29439

RE: **Charles Baker v. MUSC**  
Case No.: 2012-CP-10-3114

Dear Buddy:

Please find enclosed a letter from the Clerk of Court which states that the Order denying our Motion for Reconsideration was entered on May 6, 2015. Enclosed is a copy of the Order. According to the South Carolina Rules of Civil Procedure, you have 30 days from May 7, 2015 to file your Notice of Appeal. If you fail to file the Notice of Appeal within the time allotted, you will forfeit your right to appeal the dismissal.

Per our previous conversation, you stated that you did not wish to retain my services any further in this matter. Therefore, I have closed my file. **If you wish for me to proceed and file a Notice of Appeal, you must contact me immediately.**

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

I look forward to hearing from you.

Sincerely yours,



D. Keith Bolus

DKB/ddg

Enclosure

CC: File

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Case No.: 2015-001300

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MUSC.....Respondent.

**CERTIFICATE OF MAILING**

The undersigned hereby certifies that she has mailed by regular United States Regular Mail with sufficient postage a copy of the Motion to Be Relieved as Counsel along with this Certificate of Mailing to the below individuals on this 16<sup>th</sup> day of July 2015.

James Edward Scott, IV, Esq.  
Young Clement Rivers, LLP  
25 Calhoun Street, Suite 400  
Charleston, SC 29401

Charles E. Baker, Sr.  
Post Office Box 1803  
Folly Beach, SC 29439

*Signature on Following Page*

*April M. McCants*

---

April M. McCants  
Legal Assistant to  
D. Keith Bolus, Attorney at Law  
2127 Dorchester Road  
North Charleston, SC 29405  
(843) 747-1323 Office  
(843) 747-1325 Fax

**D. KEITH BOLUS**  
ATTORNEY AT LAW  
2127 DORCHESTER ROAD  
N. CHARLESTON, SC 29405  
e-mail: [dkboluslaw@bellsouth.net](mailto:dkboluslaw@bellsouth.net)

OFFICE: (843) 747-1323  
CELL: (843) 693-7189  
FAX: (843) 747-1325

FOLLY BEACH OFFICE:  
(843) 747-1323

July 16, 2015

**VIA REGULAR MAIL ONLY**  
**ATTN: V. Claire Allan, Deputy Clerk**  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**RECEIVED**

JUL 21 2015

SC Court of Appeals

RE: Charles E. Baker, Sr., Appellant v. MUSC, Respondent  
Appellate Case No.: 2015-001300

Dear Ms. Allan:

Please find enclosed and original and six (6) copies each counsel's Motion to be Relieved as Counsel and Affidavit of Counsel along with the filing fee of \$25.00. Also enclosed please find a Certificate of Mailing as Counsel for the Respondent and Appellant have been served with said motion.

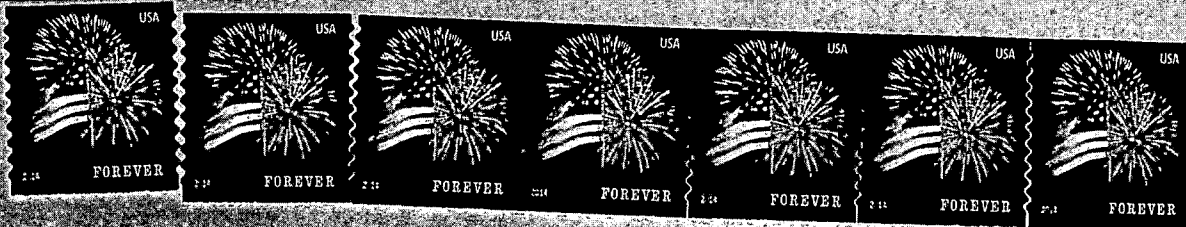
Enclosures: Motion to be Relieved, Affidavit of Counsel, Certificate of Mailing, copies, \$25.00 Check, SASE

Sincerely yours,



D. Keith Bolus

cc: James Edward Scott, IV, Esq.  
Charles E. Baker, Sr.  
File



**D. KEITH BOLUS**  
Attorney at Law

2127 DORCHESTER ROAD  
N. CHARLESTON, S.C. 29405

**ATTN: V. Claire Allan, Deputy Clerk**  
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