

RECEIVED

JUL 30 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Francis Ackerman, #266928, Malik Aljalil, #219551,
Linso Allen, #269378, Michael Benninger, #264212,
Frederic Brown, #289602, Timothy Brown, #238461,
Terrell Buchanon, #277262, Christopher Buch, #200690,
Rudy Cassady, #238732, Sheldon Clark, #264772,
Zawaski Cobb, #187136, Kamathene Cooper, #145333,
Gladstone Cummings, #267450, Patrick Curtis, #175139,
Quintin Daniels, #196284, Curtis Davis, #238776,
Heyward Dempsey, #134171, Phillip Denney, #240678,
Paul Durham, #219573, Jerome Durham, #270393, Keith
Eigner, #299153, Bernard Felder, #122099, Jermaine
Garriett, #191274, Fred Gatewood, #289775, Dennis
Goff, #177506, Gregory Grant, #109656, Nelson
Hampton, #286427, James Hartman, #219770, Gary
Hayes, #263985, Michael Hood, #279987, Nikia Law,
#260855, Stephen Lease, #137016, Harry Leonard,
#249996, Herbert McFadden, #184297, Michael
McFarland, #266870, Earl Mack, #216237, John Moultri,
#276527, Matin Muntaqim, #266870, Tony Pitts,
#280597, Germaine Pringle, #250390, Gene Richardson,
#93614, Dennis Richey, #233472, Ignacio Rivera,
#300424, Vondell Sanders, #241308, James Sattler,
#235043, Joseph Schmitz, #173987, Arthur Scott,
#251957, Jerome Scott, #153381, Roosevelt Scott,
#275631, Archie Simmons, #161419, Robert Smith,
#199324, James Williams, #282929, Gary Bryant,
#258972, Harlon Edger, #261866, Johnny Holden,
#245199, Don Hughes, #256862, Michael Key, #266890,
Archie Lee, #226354, Isaac Richardson, #232574,
Larkland Richards, #281768, John Wojcik, #219463,
James Bogan, #288111, Larry Burke, #281911, Jammie
Gaymon, #208922, David Harrell, #260004, Jeff Stinson,
#260047, Ricky Libby, #274681, Alain Lareua, #128014,
Quentin Baker, #297868, Frank Corley, #292975, James
Jackson, #267718, Quintin Linen, #238553, Thomas
Miles, #246763, Chauncy Orr, #177069, Isaiah Scott,

#228008, Eric Youmous, #281091, Derek Carter,
#275938, Willie Hare, #256641, Ernest Miller, #235474,
Robert Norris, #266101, Ronald Simmons, #267937,
Samuel Simmons, #302393, William Thomas, #272501,
Anthony Murphy, #295893, Anthony Murray, #237867,
Johnny Hayes, #267910, Roy Morris, #288777, Daniel
Dewey, #276678, Nehemiah Greene, #243339, Leroy
Choice, #113990, James McFadden, #235419, Francis
Prioleau, #268813, Darrell Rochester, #146731, Wilbur
Jordan, #292264, Alvin Stewart, #278595, Kevin Poston,
#266083, Kevin Smith, #272440, Donald Robinson,
#277520, Douglas Bude, #263537, Willie Elder,
#246208, Rogelio Zavala, #245106, Dennis Knight,
#286981, Jacob Beach, #301270, Francis Ackerman,
#266928, Darrin Miller, #259593, Edward Bryant,
#255998, Sherman Austin, #20028, Michael Baylor,
#265682, Taurus Bowman, #252745, Kenneth Carter,
#243538, Calvin Drummond, #236322, David Feggins,
#287157, Terry Ferguson, #299080, Willie House,
#257820, Peter Jenkins, #257321, Percy Martin,
#270035, James Murray, #165487, Stephone Simmons,
#300422, Larry McClam, #282972, Tyrone Aiken,
#244428, Tyrone Aiken, #248367, Frank Anderson,
#282800, Ronald Brewer, #285756, Keith Brown,
#295762, Pete Bryant, #242370, Michael Busques,
#191961, Richard Butler, #162467, Gary Davis,
#106144, Anthony English, #238474, Kerlan Etheredge,
#236635, James Evans, #267837, Jose Flores, #240563,
Robert Garrett, #291096, Reginald Geddis, #183851,
Richard Graham, #228235, Gary Grooms, #283860,
Wayne Harlan, #245705, Johnny Hayes, #267910,
Steven Hickenbottom, #196263, Alfred Joyner, #260442,
Donald Lyles, #296135, Henry Baker, #263398, Thomas
Carter, #249362, Thomas Butler, #257552, Bobby
Williams, #261486, Ray Wells, #173651, Rodney
Pressley, #177947, Keith Kelly, #257556, Maxie
Gamble, #254413, James Enriquez, #215539, Perry
Deveaux, #109601, James Wells, #180458, Cedric
Martino, #291396, Donald McAteer, #292961, Robert
Wydman, #260331, Anthony Wright, #214007, Derrick

Williams, #272958, Kenneth White, #228409, James Trumper, #247429, Jeffrey Spears, #281697, Timothy Smith, #296539, Davis Sims, #278067, Virgil Simpson, #281888, Edward Simpson, #220017, Kenneth Simmons, #278911, George Shine, #292391, Ralph Sellers, #164295, Laron Richardson, #258786, Frank Patterson, #283098, Tony McNeil, #235864, Larry McClam, #282972, Lavanza Mack, #189340, Raymond Livingston, #277133, Nicholas Lambrose, #215080, Joseph Kelsey, #217218, Keith Eugene, no number, Chuck Jackson, #266425, James Foye, #211523, Timothy Inman, #151123, Marvin Gilbert, #273934, Demetrius Wheeling, #264976, Leon Wilson, #155867, Jeffrey Tevis, #216442, Darryel Beasley, #222388, Curtis Thompson, #266448, Baron Cobbs, #280479, James Tino, #145030, Harold Roberson, #117001, Ray Gadsen, #187527, Tony Witt, #242918, Jonathan Singleton, #287670, Joe Pannell, #89592, Charles Graham, #294453, Lazarus Brannon, #227847, Darrell Williams, #219730, Wilbert Mills, #244004, Howard Grant, #255473, Timothy Wilson, #261971, Rodney Elliott, #251337, Henry Rivers, #219118, Appellants,

v.

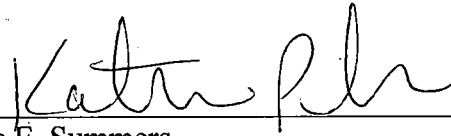
South Carolina Department of Corrections, Respondent.

Appellate Case No. 2012-210588

MOTION TO WITHDRAW AS COUNSEL

The undersigned counsel, Katherine A. Phillips, hereby moves the Court for an Order permitting her to withdraw as counsel for the above named respondent in this action due to her resignation from employment at Malone, Thompson, Summers and Ott, LLC to be effective on or about August 3, 2015.

Lake E. Summers, Esquire of Malone, Thompson, Summers and Ott, LLC shall remain lead counsel for the above-referenced respondent.



Lake E. Summers

Katherine Phillips

Malone, Thompson, Summers & Ott LLC

339 Heyward Street, Suite 200

Columbia, South Carolina 29201

Office: (803) 254-3300

Fax: (803)-254-0309

E-mail: summers@mtsolfirm.com

phillips@mtsolfirm.com

Counsel for Respondent SCDC

July 30, 2015

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
JUL 30 2015
SC Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Francis Ackerman, #266928, Malik Aljalil, #219551,
Linso Allen, #269378, Michael Benninger, #264212,
Frederic Brown, #289602, Timothy Brown, #238461,
Terrell Buchanon, #277262, Christopher Buch, #200690,
Rudy Cassady, #238732, Sheldon Clark, #264772,
Zawaski Cobb, #187136, Kamathene Cooper, #145333,
Gladstone Cummings, #267450, Patrick Curtis, #175139,
Quintin Daniels, #196284, Curtis Davis, #238776,
Heyward Dempsey, #134171, Phillip Denney, #240678,
Paul Durham, #219573, Jerome Durham, #270393, Keith
Eigner, #299153, Bernard Felder, #122099, Jermaine
Garriett, #191274, Fred Gatewood, #289775, Dennis
Goff, #177506, Gregory Grant, #109656, Nelson
Hampton, #286427, James Hartman, #219770, Gary
Hayes, #263985, Michael Hood, #279987, Nikia Law,
#260855, Stephen Lease, #137016, Harry Leonard,
#249996, Herbert McFadden, #184297, Michael
McFarland, #266870, Earl Mack, #216237, John Moultri,
#276527, Matin Muntaqim, #266870, Tony Pitts,
#280597, Germaine Pringle, #250390, Gene Richardson,
#93614, Dennis Richey, #233472, Ignacio Rivera,
#300424, Vondell Sanders, #241308, James Sattler,
#235043, Joseph Schmitz, #173987, Arthur Scott,
#251957, Jerome Scott, #153381, Roosevelt Scott,
#275631, Archie Simmons, #161419, Robert Smith,
#199324, James Williams, #282929, Gary Bryant,
#258972, Harlon Edger, #261866, Johnny Holden,
#245199, Don Hughes, #256862, Michael Key, #266890,
Archie Lee, #226354, Isaac Richardson, #232574,
Larkland Richards, #281768, John Wojcik, #219463,
James Bogan, #288111, Larry Burke, #281911, Jammie
Gaymon, #208922, David Harrell, #260004, Jeff Stinson,
#260047, Ricky Libby, #274681, Alain Lareua, #128014,
Quentin Baker, #297868, Frank Corley, #292975, James
Jackson, #267718, Quintin Linen, #238553, Thomas
Miles, #246763, Chauncy Orr, #177069, Isaiah Scott,

#228008, Eric Youmous, #281091, Derek Carter,
#275938, Willie Hare, #256641, Ernest Miller, #235474,
Robert Norris, #266101, Ronald Simmons, #267937,
Samuel Simmons, #302393, William Thomas, #272501,
Anthony Murphy, #295893, Anthony Murray, #237867,
Johnny Hayes, #267910, Roy Morris, #288777, Daniel
Dewey, #276678, Nehemiah Greene, #243339, Leroy
Choice, #113990, James McFadden, #235419, Francis
Prioleau, #268813, Darrell Rochester, #146731, Wilbur
Jordan, #292264, Alvin Stewart, #278595, Kevin Poston,
#266083, Kevin Smith, #272440, Donald Robinson,
#277520, Douglas Bude, #263537, Willie Elder,
#246208, Rogelio Zavala, #245106, Dennis Knight,
#286981, Jacob Beach, #301270, Francis Ackerman,
#266928, Darrin Miller, #259593, Edward Bryant,
#255998, Sherman Austin, #20028, Michael Baylor,
#265682, Taurus Bowman, #252745, Kenneth Carter,
#243538, Calvin Drummond, #236322, David Feggins,
#287157, Terry Ferguson, #299080, Willie House,
#257820, Peter Jenkins, #257321, Percy Martin,
#270035, James Murray, #165487, Stephone Simmons,
#300422, Larry McClam, #282972, Tyrone Aiken,
#244428, Tyrone Aiken, #248367, Frank Anderson,
#282800, Ronald Brewer, #285756, Keith Brown,
#295762, Pete Bryant, #242370, Michael Busques,
#191961, Richard Butler, #162467, Gary Davis,
#106144, Anthony English, #238474, Kerlan Etheredge,
#236635, James Evans, #267837, Jose Flores, #240563,
Robert Garrett, #291096, Reginald Geddis, #183851,
Richard Graham, #228235, Gary Grooms, #283860,
Wayne Harlan, #245705, Johnny Hayes, #267910,
Steven Hickenbottom, #196263, Alfred Joyner, #260442,
Donald Lyles, #296135, Henry Baker, #263398, Thomas
Carter, #249362, Thomas Butler, #257552, Bobby
Williams, #261486, Ray Wells, #173651, Rodney
Pressley, #177947, Keith Kelly, #257556, Maxie
Gamble, #254413, James Enriquez, #215539, Perry
Deveaux, #109601, James Wells, #180458, Cedric
Martino, #291396, Donald McAteer, #292961, Robert
Wydman, #260331, Anthony Wright, #214007, Derrick

Williams, #272958, Kenneth White, #228409, James Trumper, #247429, Jeffrey Spears, #281697, Timothy Smith, #296539, Davis Sims, #278067, Virgil Simpson, #281888, Edward Simpson, #220017, Kenneth Simmons, #278911, George Shine, #292391, Ralph Sellers, #164295, Laron Richardson, #258786, Frank Patterson, #283098, Tony McNeil, #235864, Larry McClam, #282972, Lavanza Mack, #189340, Raymond Livingston, #277133, Nicholas Lambrose, #215080, Joseph Kelsey, #217218, Keith Eugene, no number, Chuck Jackson, #266425, James Foye, #211523, Timothy Inman, #151123, Marvin Gilbert, #273934, Demetrius Wheeling, #264976, Leon Wilson, #155867, Jeffrey Tevis, #216442, Darryel Beasley, #222388, Curtis Thompson, #266448, Baron Cobbs, #280479, James Tino, #145030, Harold Roberson, #117001, Ray Gadsen, #187527, Tony Witt, #242918, Jonathan Singleton, #287670, Joe Pannell, #89592, Charles Graham, #294453, Lazarus Brannon, #227847, Darrell Williams, #219730, Wilbert Mills, #244004, Howard Grant, #255473, Timothy Wilson, #261971, Rodney Elliott, #251337, Henry Rivers, #219118, Appellants,

v.


South Carolina Department of Corrections, Respondent.

Appellate Case No. 2012-210588

PROOF OF SERVICE

I certify that I have served a copy of **Motion to Withdraw as Counsel** on the above named Appellants by mailing a copy of it to their counsel, first class postage pre-paid, at the following address:

Douglas H. Westbrook, Esquire
Attorney at Law
23 Broad Street
Charleston, South Carolina 29401



Katherine A. Phillips

July 30, 2015