

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Case No. 2012-CP-10-3737

RECEIVED

SEP 17 2012

S.C. Supreme Court

George Tempel,.....Appellant/Respondent,

v.

South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training); South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); Dorchester County Republican Party (Carroll S. Duncan, Chairman); Dorchester County Board of Elections (Joshua Dickard, as Executive Director); and Paul Thurmond,..... Defendants,

of whom South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); and Dorchester County Republican Party (Carroll S. Duncan, Chairman) are..... Respondents,

and South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training) and Paul Thurmond are..... Respondents/Appellants.

ADDENDUM TO RECORD ON APPEAL

James E. Smith, Jr., Esquire
James E. Smith, Jr., P.A.
1422 Laurel Street
Columbia, South Carolina 29201
James@JamesSmithPA.com

Attorney for Plaintiff George Tempel

M. Elizabeth Crum, S.C. Bar No. 1486
lcrum@mcnair.net
Ariail B. Kirk, S.C. Bar No. 71101
akirk@mcnair.net
Amber B. Martella, S.C. Bar No. 78706
amartella@mcnair.net
McNAIR LAW FIRM, P.A.
Post Office Box 11390
Columbia, South Carolina 29211
(803) 799-9800

Attorneys for Appellant South Carolina State
Election Commission (Marci Andino, as
Executive Director, and Chris Whitmire as
Director of Public Information and Training)

Samuel W. Howell, IV, Esquire
Howell Linkous & Nettles, LLC
106 Broad Street
Charleston, South Carolina 29401
samhowell@bond-law.com

Attorneys for Charleston County Board of
Elections and Voter Registration

Butch Bowers, Esquire
Womble Carlyle
1727 Hampton Street
Columbia, South Carolina 29201
Butch.Bowers@wcsr.com

Attorneys for Defendant South Carolina
Republican Party (Matt Moore as Executive
Director and Chad Connolly, as Chairman);
Defendant Charleston County Republican
Party (Lin Bennett, as Chairman); and
Dorchester County Republican Party (Carroll
S. Duncan, Chairman)

Michael A. Timbes, Esquire
Matthew E. Yelverton, Esquire
Thurmond Kirchner
15 Middle Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
mtimbess@tktylawfirm.com
myelverton@tktylawfirm.com

Tanya A. Gee, Esquire
Nexsen Pruet
1230 Main Street, Suite 700
Columbia, South Carolina 29201
tgee@nexsenpruet.com

Attorneys for Defendant Paul Thurmond

TABLE OF CONTENTS

Answer of Paul Thurmond, to the Plaintiff's Complaint, Cross Claims, and Third-Party Complaint dated June 11, 2012	0264
---	------

Plaintiff's Hearing Exhibits

Exhibit 1	Thurmond Answers to Requests for Admission	0280
-----------	--	------

Defendant Thurmond's Exhibits

Exhibit 1	Emails dated February 2012 with respect to DUI Violations prosecuted by Thurmond for the City of North Charleston.....	0284
Exhibit 2	Thurmond Statement of Economic Interest	0376
Exhibit 3	Thurmond Statement of Intention of Candidacy	0379
Exhibit 4	Email dated May 4, 2012 from Jesse Kirchner attaching memorandum addressing <u>Anderson</u> opinion	0383
Exhibit 5	City of North Charleston Ordinance Division 5 – Legal Counsel Section 2-151 – Appointment, duties, compensation, terms and designation of chief legal counsel	0392

STATE OF SOUTH CAROLINA)

COUNTY OF CHARLESTON)

GEORGE TEMPLE)

Plaintiff,)

-versus-)

SOUTH CAROLINA STATE ELECTION)
COMMISSION (*Marcel Andino, as Executive*))
Director & Chris Whitmire as Director of)
Public Information and Training); SOUTH)
CAROLINA REPUBLICAN PARTY (*Matt*)
Moore as Executive Director & Chad)
Connolly as Chairman) CHARLESTON)
COUNTY REPUBLICAN PARTY (*Lin*)
Bennett as Chairman) CHARLESTON)
COUNTY BOARD OF ELECTIONS AND)
VOTER REGISTRATION (*Joseph L.*)
Debney as Director & Dan Martin as)
Chairman); PAUL THURMOND,)

Defendants.)

PAUL THURMOND)

Third-Party Plaintiff,)

-versus-)

SOUTH CAROLINA DEMOCRATIC)
PARTY (*Amanda Loveday, as Executive*)
Director, and Diok Harpootlian, as)
Chairman); CHARLESTON COUNTY)
DEMOCRATIC PARTY (*Richard Hrolik, as*)
Chairman); and PAUL E. TINKLER,)

Third-Party Defendants.)

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT
CASE NO. 2012-CP-10-3737

ANSWER OF PAUL THURMOND TO THE
PLAINTIFF'S COMPLAINT, CROSS
CLAIMS, AND THIRD-PARTY
COMPLAINT

FILED
2012 JUN 11 AM 10:30
JULIE J. ARMSTRONG
CLERK OF COURT
BY _____

TO: THE PLAINTIFF AND HIS ATTORNEY, JAMES E. SMITH, JR., ESQUIRE:

COMES NOW Defendant Paul R. Thurmond, ("Thurmond") and, subject to and without waiving his petition¹ and position that the subject matter of this action lies within the Original Jurisdiction of the South Carolina Supreme Court rather than this Court, hereby fully answers the allegations of the Plaintiff's Complaint, and shows unto this Honorable Court as follows:

ANSWER AND FIRST AFFIRMATIVE DEFENSE

1. Except as specifically admitted or qualified herein, Thurmond denies each and every allegation of the Plaintiff's Complaint.
2. The introductory paragraph and "Statement of the Case" represent mere statements and do not require a response from Thurmond. To the extent a response is deemed required, Thurmond denies such allegations and any demands for relief contained therein.
3. Thurmond lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations of Paragraph 1 of the Complaint, which is denied.
4. Paragraphs 2, 3, 4, and 5 of the Complaint are directed to parties other than Thurmond. Therefore, no response is required to said allegations. If a response is deemed required, Thurmond admits said allegations upon information and belief.
5. No response is required to the statement set forth in Paragraph 6 of the Complaint.
6. Thurmond denies the allegations of Paragraph 7 of the Complaint to the extent they allege any wrongdoing in relation to his candidacy or that the laws of South Carolina have not been satisfied in relation to his candidacy.
7. As to Paragraph 8 of the Complaint, Thurmond denies that Plaintiff is entitled to any relief whatsoever as requested therein.
8. No response is required to the statement set forth in Paragraph 9 of the Complaint.

¹ Thurmond is filing a petition in the South Carolina Supreme Court seeking a remedial writ pursuant to S.C. Const. art. V, § 5 and S.C. Code Ann § 14-3-130, requesting that the Supreme Court assume jurisdiction over this action and all proceedings related thereto. Due to time constraints and geographic limitations, this Answer might, as a practical matter, be filed first. But, Thurmond specifically reserves his jurisdictional contentions in doing so.

9. Thurmond lacks sufficient knowledge and information to form a belief as to the truth or falsity of the allegations of Paragraph 10 of the Complaint, which is denied.

10. No response is required to the statements set forth in Paragraphs 11 and 12 of the Complaint. Thurmond specifically denies, however, that Plaintiff is entitled to any relief requested therein.

11. Thurmond denies the allegations of Paragraph 13 of the Complaint.

12. As to Paragraph 14 of the Complaint, Thurmond specifically denies that this Court is the proper court to exercise jurisdiction over this election dispute, and Thurmond shows that this matter should be heard and decided in the original jurisdiction of the South Carolina Supreme Court. Thurmond submits this Answer subject to and without waiving his previously filed petition seeking to have the Supreme Court assume jurisdiction of the case in its original jurisdiction.

13. No response is required by Thurmond to the purported "FACTS AND ALLEGATIONS" set forth in an unnumbered paragraph beginning on page 5 of the Complaint. To the extent a response is deemed required, Thurmond denies the same.

14. As to Paragraphs 1 and 2 under Plaintiff's purported FACTS AND ALLEGATIONS, Section 8-13-1356 and its subparts speak for themselves. Thurmond denies any allegations inconsistent therewith.

15. As to Paragraph 3 under Plaintiff's purported FACTS AND ALLEGATIONS, Thurmond admits that he has been certified as the Republican candidate for Senate District 41 but denies the remaining allegations therein.

16. As to Paragraph 4 under Plaintiff's purported FACTS AND ALLEGATIONS, Thurmond admits that he did not file a paper copy of his Statement of Economic Interests (SEI)

at the same and with the same person as his Statement of Intention of Candidacy (SIC), but Thurmond denies that he was required to do so. Specifically Thurmond claims that he is exempt from the operable provisions relied upon as a basis for Plaintiff's Complaint pursuant to Section 8-13-1356(A), which provides that the simultaneous filing of the SEI and SIC are not required for exempted public officials. In other words, Sections 1356(B) and (E) do not apply to Thurmond or the filing and processing of this SEI in connection with his candidacy. Thurmond denies any allegation that his filing for candidacy was not proper or in accordance with the laws and statutes of this State.

17. Thurmond denies Paragraph 5 under Plaintiff's purported FACTS AND ALLEGATIONS upon information and belief.

18. As to Paragraph 6 under Plaintiff's purported FACTS AND ALLEGATIONS, the Supreme Court's decision in *Anderson v. S.C. Election Commission* speaks for itself and is the best evidence of its terms, content, and meaning, including the findings of the Court as to the specific questions on appeal in that action, which upon information and belief are not at issue here.

19. As to Paragraph 7 under Plaintiff's purported FACTS AND ALLEGATIONS, Thurmond admits that he has been certified as a candidate for Senate District 41, and, as written, denies the remaining allegations therein for lack of knowledge or information sufficient to confirm the truth or falsity thereof.

20. Upon information and belief Thurmond denies the allegations of Paragraphs 8 and 9 under the purported FACTS AND ALLEGATIONS.

21. As to Paragraph 10 under Plaintiff's purported FACTS AND ALLEGATIONS, the Court's decision in *Florence County Democratic Party v. Florence County Republican Party* speaks for itself and is the best evidence of its terms, content, and meaning, including the

findings of the Court as to the specific questions on appeal in that action, which upon information and belief are not at issue here.

22. As to Paragraph 11 under Plaintiff's purported FACTS AND ALLEGATIONS, the Court's decisions in *Anderson* and *Florence County Democratic Party* speak for themselves and are the best evidence of their terms, content, and meaning, including the findings of the Court as to the specific questions on appeal in that action, which upon information and belief are not at issue here.

23. As to Paragraph 12 under Plaintiff's purported FACTS AND ALLEGATIONS, Thurmond specifically denies that he has made any admission that he did not comply with the applicable law when filing for Senate District 41. Responding further, Thurmond admits that he is a "public official" and that his qualification as a public official independent of his candidacy is and has been the basis for his satisfaction of S.C. Code Ann. § 8-13-1356(A).

24. As to Paragraph 13 under Plaintiff's purported FACTS AND ALLEGATIONS, the pleadings, motions, memoranda and decisions issued in *Florence County Democratic Party* speak for themselves and are the best evidence of their terms, content, and meaning, including the findings of the Court as to the specific questions in that action, which upon information and belief are not at issue here. Further, Thurmond shows that he does not rely and has not relied on his candidacy for office as the basis for his status as a public official prior to and on the date Thurmond filed his SIC.

25. As to Paragraph 14 under Plaintiff's purported FACTS AND ALLEGATIONS, the Court's decisions in *Anderson* and *Florence County Democratic Party* and the statutes cited in Paragraph 14 speak for themselves and are the best evidence of their terms, content, and

meaning, including the findings of the Court as to the specific questions on appeal in those actions, which upon information and belief are not at issue here.

26. No response is required to the allegations contained in Paragraph 15 of the FACTS AND ALLEGATIONS, which call for a conclusion of law as to the construction of a statute. Specifically, Thurmond shows that the allegations of Paragraph 15 represent a concession by Plaintiff that Thurmond is not among those former candidates for office who have been decertified because they relied solely on the fact of their candidacy to establish the basis for their claims to be public officials within the meaning of Section 1356. Responding further, Thurmond asserts that he is a public official within the meaning of Section 1356(A) by virtue of being a part-time prosecutor for the City of North Charleston as attested to in the attached affidavit of J. Brady Hair. Thurmond further asserts that prior to filing his SIC, he filed, and therefore had on file, his SBI. Upon information and belief, these facts satisfy the requirements of Section 1356(A), and therefore, Thurmond is an exempt public official relieved of the remaining requirements set forth under Section 1356. The particular arguments and issues decided by the South Carolina Supreme Court do not speak to these particular facts and circumstances, and a finding that he is exempt from the remaining requirements of Section 1356 would have no effect whatsoever on the holdings in *Anderson* and *Florence County Democratic Party* and would in no way render Section 1356 meaningless.

27. No response is required to the narrative set forth in the Plaintiff's complaint in the unnumbered paragraph on page 10, following the allegations of Paragraph 15. To the extent a response is required, Thurmond denies any wrongdoing and restates his belief that he is a lawful candidate by virtue of his particular status as a public figure upon grounds that are wholly independent of his candidacy. This issue was neither raised to nor, upon information and belief, decided by the Supreme Court in *Anderson* or *Florence County Democratic Party*.

28. Thurmond denies that Plaintiff is entitled to any of the relief demanded by him in the Plaintiff's Complaint.

29. Having fully answered the Plaintiff's Complaint, Thurmond further relies upon and incorporates the Additional Affirmative Defenses contained herein.

FURTHER ANSWERING AND AS AN ADDITIONAL
AND AFFIRMATIVE DEFENSE
(Improper of Jurisdiction)
(S.C. Const. art. V, § 5)
(S.C. Code Ann. § 14-3-310 (1976))

30. Thurmond incorporates and re-alleges the preceding paragraphs as if fully set forth herein verbatim.

31. This Honorable Court should refrain from hearing and deciding any of the claims and requested remedies set forth in this action, which matters lie within the original jurisdiction of the South Carolina.

32. Where the public interest is involved, the matter should be resolved by the South Carolina Supreme Court. Plaintiff's Statement of the Case concedes that the very heart of this case surrounds the election process, which indisputably is a matter of great public interest.² Further, considering that Plaintiff demands such immediate and emergency relief as would result in his request for *ex parte* relief and, further, that the Defendants be instructed to file an answer within 48 hours after service of the Summons and Complaint (which was served Friday *afternoon*, no less), it is apparent that such emergency circumstances would demand, especially in light of the public interests involved, that the South Carolina Supreme Court decide the issues

² In fact, Thurmond is informed and believes that no less than seven (7) additional lawsuits have been commenced in the state and federal courts since the Supreme Court's decision in *Florence County Democratic Party*. The significance of the issues before this court and its imminent impact on the voters of this state cannot be reasonably questioned.

in question. See *Key v. Currie*, 305 S.C. 115, 406 S.E.2d 356 (1991); *Porter v. Jedziniak*, 334 S.C. 16, 512 S.E.2d 497 (1999).

33. A petition seeking a remedial writ from the Supreme Court has been filed and is pending before that Court at this time.

34. The circuit court should decline to hear this matter and further decline to issue any rulings, temporary or otherwise, until such time as the Supreme Court has determined whether it will assume jurisdiction of this case. This is especially true considering that the Supreme Court exercised original jurisdiction over the two previous cases that touch on matters related to the pending election and the interpretation and effect of Section 1356.

FURTHER ANSWERING AND AS AN ADDITIONAL
AND AFFIRMATIVE DEFENSE
(Compliance with Laws and Statutes)
(S.C. Code Ann. § 8-13-1356(A))

35. Thurmond incorporates and re-alleges the preceding paragraphs as if fully set forth herein verbatim.

36. Upon information and belief, Paul Thurmond is a public official who, prior to and at the time of filing his SIC, exercised a portion of the sovereignty of the State in his capacity as an appointed criminal prosecutor for the City of North Charleston, SC. Thurmond's status as a public official has no relation whatsoever to his candidacy for Senate District 41.

37. Upon information and belief, Thurmond falls within the exemption created by S.C. Code Ann. § 8-13-1356(A), and therefore, he has complied with all applicable laws and statutes relating to his candidacy.

FURTHER ANSWERING AND AS AN ADDITIONAL
AND AFFIRMATIVE DEFENSE
(Injunction Improper)

38. Thurmond incorporates and re-alleges the preceding paragraphs as if fully set forth herein verbatim.

39. The purpose of injunctive relief is to *preserve* the status quo in order to prevent *irreparable* harm. Preserving the status quo in this instance means leaving matters as they are until a full decision on the merits is rendered. In other words, Thurmond should not be decertified. Further, Thurmond is unopposed as the only certified candidate for Senate District 41 by the Republican Party in the November 2012 general election. Therefore, the urgency suggested in Plaintiff's Complaint lacks substantive support. Simply put, there is time to fully hear the Plaintiff's case and to render a proper, full and final decision on the merits in lieu of Plaintiff's requested rush to judgment after 48 hours. If Thurmond is thereafter disqualified prior to the general election, the result is the same from the Plaintiff's perspective—he cannot ultimately hold the office and the Democratic Candidate runs unopposed. On the other hand, if Plaintiff is awarded immediate yet temporary relief, such would be tantamount to a decision on the merits because Thurmond would be decertified instantly, effectively ending any campaign he is actively running for an election that is months away. Justice is not served in such fashion.

**FURTHER ANSWERING AND AS AN ADDITIONAL
AND AFFIRMATIVE DEFENSE
(Reservation of Additional Defenses)**

40. This Answer is being filed less than one business day after Thurmond was served with the Summons and Complaint given the Plaintiff's demand for immediate, temporary, and permanent relief. Thurmond specifically reserves the right to rely upon additional defenses which may be available to him and does not waive his right to amend his answer as needed and when needed, as a matter of right, within the time periods set forth in the South Carolina Rules of Civil Procedure.

**FURTHER ANSWERING AND BY WAY OF CROSS CLAIMS AND THIRD PARTY
CLAIMS AGAINST SOUTH CAROLINA STATE ELECTION COMMISSION (Marek
Andino, as Executive Director & Chris Whitmire as Director of Public Information and
Training); SOUTH CAROLINA DEMOCRATIC PARTY (Amanda Loveday, as Executive**

Director, and Dick Harpootlian, as Chairman) CHARLESTON COUNTY DEMOCRATIC PARTY (Richard Hricik as Chairman) CHARLESTON COUNTY BOARD OF ELECTIONS AND VOTER REGISTRATION (Joseph L. Dabney, as Director, and Dan Martin, as Chairman); AND PAUL E. TINKLER.

41. Thurmond incorporates and re-alleges the preceding paragraphs as if fully set forth herein verbatim.

42. Thurmond files this third-party action subject to his pending petition to the South Carolina Supreme Court to assume and accept original jurisdiction over this election dispute.

43. Third-Party Plaintiff, Paul R. Thurmond ("Thurmond") is a registered voter, citizen, and resident of Charleston County, South Carolina.

44. Thurmond resides in South Carolina Senate District 41, and he is a candidate in the race to fill that office in the November 2012 general election.

45. Thurmond has a substantial interest in the subject matter of this third-party complaint as an individual whose civil and political rights are directly affected by the outcome of this matter.

46. Defendant, South Carolina State Election Commission (SCSEC), is a commission organized under the laws of South Carolina. According to its mission statement, SCSEC's primary mission to ensure every eligible citizen has the opportunity to register to vote, participate in fair and impartial elections, and have the assurance that their votes will count. The Director of SCSEC is Marcy Andino. The Chairman of the South Carolina Democratic Party is Richard Harpootlian and Amanda Loveday is the Executive Director.

47. Defendant, South Carolina Democratic Party, is a political party certified by the South Carolina Election Commission and operating subject to South Carolina Code of Laws § 7-9-10, *et seq.*

48. Defendant, Charleston County Democratic Party is a county committee of the South Carolina Democratic Party – certified by the South Carolina Election Commission and the

Charleston County Board of Elections and Voter Registration to nominate candidates for offices to be voted on in a general or special election and nominates candidates of that party on a regular basis by party primary. Richard Hricik is the Chairman of the Charleston County Democratic Party.

49. Defendant Charleston County Board of Elections and Voter Registration is a government entity which conducts elections and registers electors in Charleston County. Joseph L. Debney is its Director, and Dan Martin is its Chairman.

50. The SCSEC, South Carolina Democratic Party, Charleston County Democratic Party, and Charleston County Board of Elections and Voter Registration are for convenience referred to herein as the "Election Defendants."

51. Defendant Paul E. Tinkler is a citizen and resident of Charleston County, attempting to run as the Democratic Candidate for the currently vacant seat in South Carolina Senate District 41.

52. Thurmond's claim is brought pursuant to, *inter alia*, the applicable provisions of the South Carolina Declaratory Judgment Act, S.C. Code Ann. §§ 15-53-10, *et seq.*, as amended, to determine, among other things, the rights, status and other legal relations of the parties.

53. A real, actual and justiciable controversy exists as between the parties as to the subject matter alleged herein.

54. All parties who have or may claim an interest in and to the controversies before this Court have been named above as parties to this action.

55. A Declaratory Judgment by this Court would resolve and terminate the dispute and uncertainty as described herein.

56. This Court has jurisdiction over the parties and subject matter of this dispute, and venue is proper.

ALLEGATIONS OF FACT

57. Thurmond incorporates the foregoing paragraphs, except where inconsistent, as if fully restated herein verbatim.

58. Upon information and belief, Paul E. Tinkler ("Tinkler") is not a public official and was not a public official at the time he filed his SEI in connection with his candidacy for Senate District 41.

59. Upon information and belief, Tinkler does not meet the requirements for exemption set forth in S.C. Code Ann. § 8-13-1356(A).

60. Upon information and belief, Tinkler and the Election Defendants must satisfy and abide by all remaining provisions of Section 1356, including parts (B), (C), (D), & (E).

61. S.C. Code Ann. § 1356(C) provides, "The official with whom the candidate files a declaration of candidacy or petition for nomination, no later than five business days after candidacy books close, must file a copy of the statement with the appropriate supervisory office."

62. Section 1356(C), like Section 1356(E), creates mandatory procedures that must be followed by the official that receives the SIC and SEI on behalf of a candidate for office.

63. Upon information and belief, the official with whom Tinkler submitted his declaration of candidacy (SIC) and, ostensibly, his SEI, failed to timely file a copy of Tinkler's statement with the Senate Ethics Committee as required by S.C. Code Ann. § 1356(C).

64. The consequence for non-compliance with S.C. Code Ann. § 8-13-1356 is removal from the ballot pursuant to the Supreme Court's opinion in *Anderson v. South Carolina Election Commission*, Op. No. 27120 (S.C. Sup. Ct. filed May 2, 2012).

65. Despite the Supreme Court's opinion in *Anderson*, one or more of the Election Defendants have unlawfully certified the candidacy of Paul E. Tinkler for the June 12, 2012 Democratic Primary election for South Carolina Senate District 41.

FOR A FIRST CAUSE OF ACTION
(Declaratory Judgment)

66. Thurmond incorporates the foregoing paragraphs, except where inconsistent, as if fully restated herein verbatim.

67. The Election Defendants failed to comply with and abide by section 8-13-1356(C) of the South Carolina Code by not forwarding a copy of Mr. Tinkler's SBI to the appropriate supervisory office in the timeframe set forth in that subsection.

68. As a result of the failure of the Election Defendants, individually and/or collectively, to comply with all applicable provisions of 8-13-1356, including subpart (C), Tinkler is not a proper candidate for Senate District 41 and his continued candidacy is unlawful and contrary to the laws and statutes of this State.

69. Because he is not a proper candidate for Senate District 41, Tinkler must not be certified as the Democratic candidate relative to Senate District 41, or, in the alternative, he must be de-certified as the case may be.

70. To avoid confusion and disruption to the election process, Thurmond is entitled to declaratory judgment finding as follows:

- a. That Tinkler and the Election Defendants, individually and collectively, failed to comply with Section 1356(C);
- b. That by virtue of the failure by Tinkler and the Election Defendants to satisfy Section 1356(C), Tinkler is not a lawful or proper candidate;

- c. That Tinkler must not be certified as a proper candidate for Senate District 41, or, in the alternative, he must be de-certified as the case may be;
- d. That Tinkler's name must not appear on any ballot for Senate District 41 in the general election;
- e. and, that Tinkler must be enjoined from being a candidate for Senate District 41 in the general election.

FOR A SECOND CAUSE OF ACTION
(Permanent Injunctive Relief)

71. Thurmond incorporates the foregoing paragraphs, except where inconsistent, as if fully restated herein verbatim.

72. Thurmond is the only candidate representing the Republican Party in the November general election for Senate District 41. Similarly, Tinkler is at present the only Democratic candidate in the November general election for Senate District 41. In other words, both Thurmond and Tinkler are unopposed in the race.

73. Plaintiff, George Tempel, has sought an ex parte temporary restraining order and injunctive relief against Thurmond, among others, in his complaint. Thurmond denies that such extraordinary, preemptive remedies are necessary or appropriate in this action under any circumstances, but particularly in light of the fact that both Thurmond and Tinkler are unopposed in the race and the election will not occur until November 2012.

74. The Election Defendants, however, must be permanently enjoined, after a full hearing on the merits, from certifying and/or maintaining Tinkler as the Democratic candidate for Senate District 41 as a result of the failure by Tinkler and the Election Defendants to comply with Section 1356(C).

75. If the permanent injunctive relief is not granted as requested herein, Thurmond has no adequate remedy at law.

76. Considering the clear and unambiguous language of Section 1356(C) and its other related provisions, Thurmond has a substantial likelihood of success on the merits of his claim.

77. Thurmond is entitled to an order granting permanent injunctive relief as follows:

- a. Enjoining Tinkler and the Election Defendants from allowing Tinkler to participate as a candidate for Senate District 41 as the Democratic candidate;
- b. Enjoining the Election Defendants from certifying Tinkler as the Democratic candidate for Senate District 41;

WHEREFORE, having fully answered the Plaintiff's Complaint, Paul Thurmond requests that this Honorable Court issue the following relief:

(a) That this Court fully abstain from hearing or deciding any factual dispute or requested relief pending a determination by the Supreme Court as to Thurmond's petition for remedial writ requesting that it exercise original jurisdiction over the matters set forth herein; or

(b) That this Court deny Plaintiff's request for temporary restraining order, *in toto*, with prejudice;

(c) That this Court deny Plaintiff's request for a temporary restraining order without prejudice until such time as Plaintiff actually serves the defendants named herein with the Summons and Complaint;³

(d) That this Court set an expedited schedule for a determination on the merits giving it reasonable priority on the pending non-jury docket and giving a reasonable amount of time to confront and depose the Plaintiff and such other witnesses as may be necessary and appropriate to evaluate the basis of the allegations of the Verified Complaint;

³ Upon information and belief, only Defendant Thurmond has been served.

- (e) That this Court deny any and all forms of relief requested by the Plaintiff and
- (f) That this Court grant unto Thurmond the relief he requests herein in relation to his Cross Claims and Third-Party Complaint; and
- (g) That this Court grant such other and further relief as may just, equitable and proper.

Respectfully Submitted,

THURMOND KIRKMAN TIMES & YELVERTON, P.A.

By: 

Michael A. Timbes
Matthew E. Yelverton
15 Middle Atlantic Wharf, Suite 101
Charleston, SC 29401
Phone: (843) 937-8000
Fax: (843) 937-4200
mtimbes@tktylawfirm.com
myelverton@tktylawfirm.com

-AND-

NEXSEN PRUET
Tanya A. Gee
1230 Main Street, Suite 700
Columbia, SC 29201
Phone: (803) 771-8900
Fax: (803) 253-8277
tgee@nexsenpruet.com

Attorneys for Paul R. Thurmond

June 11, 2012
Charleston, South Carolina

PLAINTIFF'S HEARING EXHIBIT 1

Thurmond's Answers to Requests for Admission

Marked and admitted on page 7
of hearing transcript

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	FOR THE NINTH JUDICIAL CIRCUIT
COUNTY OF CHARLESTON	)	CASE NO. 2012-CP-10-3737
GEORGE TEMPEL,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	DEFENDANT PAUL THURMOND'S
	)	ANSWERS TO REQUESTIONS FOR
	)	ADMISSION
SOUTH CAROLINA STATE ELECTION	)	
COMMISSION (<i>Marci Andino, as Executive</i>	)	
<i>Director & Chris Whitmire as Director of -</i>	)	
<i>Public Information and Training</i>); SOUTH	)	
CAROLINA REPUBLICAN PARTY (<i>Matt</i>	)	
<i>Moore as Executive Director & Chad</i>	)	
<i>Connolly as Chairman</i>); CHARLESTON	)	
COUNTY REPUBLICAN PARTY (<i>Lin</i>	)	
<i>Bennett as Chairman</i>); CHARLESTON	)	
COUNTY BOARD OF ELECTIONS AND	)	
VOTER REGISTRATION (<i>Joseph L.</i>	)	
<i>Debney as Director & Dan Martin as</i>	)	
<i>Chairman</i>); DORCHESTER COUNTY	)	
BOARD OF ELECTIONS (<i>Joshua Dickard</i>	)	
<i>as Executive Director</i>); PAUL	)	
THURMOND,	)	
	)	
Defendants.	)	

TO: THE PLAINTIFF AND HIS ATTORNEYS, JAMES E. SMITH, ESQUIRE AND
DYLAN W. GOFF, ESQUIRE:

PURSUANT TO RULES 26 and 36 of the South Carolina Rules of Civil Procedure, the
Defendant, Paul Thurmond, ("Defendant"), by and through his undersigned attorneys of record,
hereby timely serves upon you his Responses to Plaintiff's Requests for Admission.

RESPONSES TO REQUESTS FOR ADMISSION

1. The Defendant did not simultaneously file his SEI in paper form with his SIC as
required by SC Code Section 8-13-1356.

RESPONSE: Defendant admits so much of Plaintiff's Request to Admit
number 1 as alleges that the Defendant did not simultaneously file his SEI in paper form.

along with his SIC. Defendant denies that he was required to simultaneously file an SEI in paper form with his SIC because he is exempt from doing so pursuant to S.C. Code Ann. § 8-13-1356(A).

2. The Defendant did not present a paper copy of his SEI when filing for SC Senate District 41.

RESPONSE: Admitted.

3. George Tempel is a citizen and resident of Charleston County.

RESPONSE: Admitted.

4. George Tempel is a voter residing within the boundaries of SC Senate District 41.

RESPONSE: Defendant lacks sufficient information to respond to Plaintiff's Request for Admission number 4 as he has no information as to whether George Tempel is a registered voter. Defendant, however, admits that he has no information upon which to dispute that assertion assuming Mr. Tempel testifies to that effect.

5. The Defendant has never filed an SEI for his position as a municipal prosecutor.

RESPONSE: Admitted.

6. Before the SEI filed for SC Senate District 41 by you, the last time you previously filed an SEI was when you were a member of Charleston County Council.

RESPONSE: Admitted.

7. You are not a "public official" as contemplated by SC Code Section 8-13-1356.

RESPONSE: Denied.

8. You were required to file a paper copy of your SEI simultaneously with your SIC when you filed to be a candidate for SC Senate District 41.

RESPONSE: Denied.

Respectfully submitted,

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.

By: 

MICHAEL A. TIMBES
MATTHEW E. YELVERTON
15 Middle Atlantic Wharf, Suite 101
Charleston, SC 29401
Phone: (843) 937-8000
Fax: (843) 937-4200
mtimbess@tktylawfirm.com
myelverton@tktylawfirm.com

-AND-

TANYA A. GEE
NEXSEN PRUET
1230 Main Street, Suite 700
Columbia, SC 29201
Phone: (803) 771-8900
Fax: (803) 253-8277
tggee@nexsenpruet.com

Attorneys for Paul R. Thurmond

July 24, 2012
Charleston, South Carolina

DEFENDANT'S HEARING EXHIBIT 1

Emails dated February 2012 with respect to DUI
violations prosecuted by Thurmond for the City
of North Charleston

Identified on page 33 and moved into evidence
on page 34 of hearing transcript

Discussed at Hrg. Tr. p. 218:17-222:17

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:14 PM
To: 'Woodall, Beth'; Rad Deaton
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant must also plea to failure to render aid/and open container/ defendant waives admin.
Reason: refusal/ no prior alcohol arrest

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 07, 2012 1:07 PM
To: Rad Deaton
Cc: Paul Thurmond
Subject: State of SC vs. Daniel Gilliard, Jr. Rule 5

Hi Rad,

Please find enclosed via pdf format the City's Rule 5 discovery responses in the above-referenced matter. A digital copy of the roadside mobile vision is being placed in today's mail.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Tuesday, February 07, 2012 1:58 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 25

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:15 PM
To: 'Woodall, Beth'; dtcobbblaw@hotmail.com
Subject: RE: State of SC vs. Christopher George Lambert Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving-. \$445 fine/ dismiss the DUI/ defendant waives the administrative hearing
Reason: refusal of all test

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 07, 2012 1:24 PM
To: dtcobbblaw@hotmail.com
Cc: Paul Thurmond
Subject: State of SC vs. Christopher George Lambert Rule 5

Hi Mr. Cobb,

Please find enclosed via pdf format the City's Rule 5 discovery responses in the above-referenced matter. A digital copy of the roadside mobile vision is being placed in today's mail.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Tuesday, February 07, 2012 2:24 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 16

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:17 PM
To: 'Woodall, Beth'; cummingslaw@bellsouth.net
Subject: RE: State of SC vs. Olivia Murfree Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: DUI- time served
Reason: defendant urinated in the datamaster room/

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 07, 2012 2:01 PM
To: cummingslaw@bellsouth.net
Cc: Paul Thurmond
Subject: State of SC vs. Olivia Murfree Rule 5

Hi Mr. Cummings,

Please find enclosed via pdf format the City's Rule 5 discovery responses in the above-referenced matter. A digital copy of the roadside mobile vision is being placed in today's mail.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Tuesday, February 07, 2012 2:59 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 19

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:19 PM
To: 'Woodall, Beth'; edbrownlawfirm@bellsouth.net
Subject: RE: State of SC v. Bowens Middleton

Mr. Brown,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: DUI time served
Reason: admitted to 7 drinks/ .13 BAC

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 12:46 PM
To: edbrownlawfirm@bellsouth.net
Cc: Paul Thurmond
Subject: State of SC v. Bowens Middleton

Hi Mr. Brown,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. The roadside mobile vision has been requested and will be forwarded under separate cover within the next seven days.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Wednesday, February 01, 2012 1:47 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 34
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:21 PM
To: 'Woodall, Beth'; ccoble@knology.net
Subject: RE: State of SC v. Nehemiah J. Heyward Rule 5

Tracy-

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant completes alternatives or similar class

Reason: No priors/ .13 BAC

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 1:22 PM
To: ccoble@knology.net
Cc: Paul Thurmond
Subject: State of SC v. Nehemiah J. Heyward Rule 5

Hi Mr. Brown,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. The roadside mobile-vision has been requested and will be forwarded under separate cover within the next seven days.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Wednesday, February 01, 2012 2:17 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 20

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:22 PM
To: 'Woodall, Beth'; John Drennan
Subject: RE: State of SC v. Christopher Johnson Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dism the DUI/ defendant must also complete an alternatives or similar class
Reason: no priors/ .14 BAC

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

PS- John this one was close. Things are getting a little tighter around here.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 12:33 PM
To: John Drennan
Cc: Paul Thurmond
Subject: State of SC v. Christopher Johnson Rule 5

Hi John,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. The roadside mobile vision has been requested and will be forwarded under separate cover within the next seven days.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Wednesday, February 01, 2012 1:29 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 32
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:24 PM
To: 'Woodall, Beth'; John Drennan
Subject: RE: State of SC v. Eric Gaillard Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: DUAC- \$997/ We waive the administrative hearing
Reason: .20 BAC/ admitted to a pitcher of beer/ accident case

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 12:38 PM
To: John Drennan
Cc: Paul Thurmond
Subject: State of SC v. Eric Gaillard Rule 5

Hi John,

As I understand it, this gentleman used to be represented by the Public Defender's office but has since retained you. I enclose a copy of the documents I previously forwarded to Herb Hoefer. If you would please contact the PD's office to have the DVD transferred, I would appreciate it.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: Woodall, Beth
Sent: Thursday, January 19, 2012 4:00 PM
To: 'Santiago Almeida'
Cc: 'Paul Thurmond'
Subject: State of SC v. Eric Gaillard Rule 5

Hi Santiago,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Thursday, January 19, 2012 5:02 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 17
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:26 PM
To: 'Woodall, Beth'; Julio A. Rossington, Esq.
Subject: RE: State of SC v. Brandon M. Smalls Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: DUAC/ time served
Reason: DUI in N. Charleston in 2010

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Friday, January 20, 2012 12:45 PM
To: Julio A. Rossington, Esq.
Cc: Paul Thurmond; Revelise, Vic; Amey, Timothy
Subject: State of SC v. Brandon M. Smalls Rule 5

Hi Mr. Rossington,

Please find enclosed Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the roadside mobile vision and will provide that under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]

Sent: Friday, January 20, 2012 1:46 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 21

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:28 PM
To: 'Woodall, Beth'; cadmus@cchat.com
Subject: RE: State of SC.v. Scott Witaconis Rule 5

Joe,

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dism the DUI/ defendant completes an alternatives or similar program

Reason: .12 BAC/ no prior alcohol offenses

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Friday, January 20, 2012 12:56 PM
To: cadmus@cchat.com
Cc: Paul Thurmond; Revelise, Vic; Amey, Timothy
Subject: State of SC v. Scott Witaconis Rule 5

Hi Mr. Cadmus,

Please find enclosed Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the roadside mobile vision and will provide that under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Friday, January 20, 2012 1:56 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 16
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:21 PM
To: 'lizzlaw@aol.com'
Subject: RE: State of SC v. Nathaniel Butler Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client accepts my offer. If so, I can also put it on a different date or time. If not, I will put it on the trial docket and we will probably try the case in March or so. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 3:10 PM
To: 'Woodall, Beth'; lizzlaw@aol.com
Subject: RE: State of SC v. Nathaniel Butler Rule 5

Chris,

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. I also understand that you have requested a jury trial; however, you have done so without hearing my offer. My offer is as follows:

Offer: DUAC- time served/ we will waive the administrative hearing/ dismissal of DUI and open container

Reason: refusal/ child in front seat/open container

The child in the front seat gives me quite a lot of problems. Please let me know if you truly want a jury trial given my offer. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Thursday, January 19, 2012 3:50 PM
To: lizzlaw@aol.com
Cc: Paul Thurmond
Subject: State of SC v. Nathaniel Butler Rule 5

Hi Mr. Lizzi,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Thursday, January 19, 2012 4:51 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:22 PM
To: 'beau seaton'
Subject: RE: State v. Lance Cochran

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client accepts my offer. If so, I can also put it on a different date or time. Thank you, Paul

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Paul Thurmond
Sent: Friday, January 27, 2012 2:49 PM
To: 'beau seaton'
Subject: State v. Lance Cochran

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: Reckless Driving- \$445 fine/ dism. the DUI/ defendant waive's the administrative hearing

Reason: Refusal/ No priors/ no accident

Let me know, PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.

15 Mid-Atlantic Wharf, Suite 101

Charleston, South Carolina 29401

Phone: 843.937.8000

Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com

Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:23 PM
To: 'deatonlawfirm@yahoo.com'
Subject: RE: State of SC v. Ashley Connor Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client accepts my offer. If so, I can also put it on a different date or time. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: rad deaton [mailto:deatonlawfirm@yahoo.com]
Sent: Friday, January 27, 2012 11:36 AM
To: Paul Thurmond
Subject: Re: State of SC v. Ashley Connor Rule 5

Will do. I'll talk with her. There is a fairly decent issue we'll discuss, but obviously I need to discuss it with her. Rad Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: Paul Thurmond <PThurmond@tktylawfirm.com>
Date: Fri, 27 Jan 2012 11:13:12
To: 'deatonlawfirm@yahoo.com' <deatonlawfirm@yahoo.com>
Subject: RE: State of SC v. Ashley Connor Rule 5

That would be great. If it is a plea, let me know. If it is not, we will get it on a docket. If you have something to point out, I will be happy to review the issue and try to work with you. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: rad deaton [mailto:deatonlawfirm@yahoo.com]
Sent: Friday, January 27, 2012 11:00 AM
To: Paul Thurmond
Subject: Re: State of SC v. Ashley Connor Rule 5

Reason I said that is because I did review the roadside yesterday, but I'm presiding over trials all day tuesday and wouldve requested a continuance. No biggie, I'll take a look and talk to her and get back to you.
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: Paul Thurmond <PThurmond@tktylawfirm.com>
Date: Fri, 27 Jan 2012 10:56:17
To: 'Woodall, Beth' <bwoodall@northcharleston.org>; Rad Deaton <deatonlawfirm@yahoo.com>
Subject: RE: State of SC v. Ashley Connor Rule 5

Rad,

I don't think we have talked about this one...

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: DUAC- time served/ dism. DUI and waive admin. Hearing
Reason: .18 BAC/ accident on railroad tracks.

Get in touch if need be... Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Thursday, January 19, 2012 3:21 PM
To: Rad Deaton
Cc: Paul Thurmond
Subject: State of SC v. Ashley Connor Rule 5

Hi Mr. Deaton,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Thursday, January 19, 2012 4:21 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:25 PM
To: 'josh@mccoyandstokes.com'; 'Peter M. McCoy, Jr.'
Subject: RE: State of SC v. Elizabeth Estochen Rule 5

This case is now on the docket for Feb..27th at 10:00 a.m. Please let me know if your client accepts my offer. If so, I can also put it on a different date or time. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 10:52 AM
To: 'Woodall, Beth'; josh@mccoyandstokes.com
Subject: RE: State of SC v. Elizabeth Estochen Rule 5

Pete,

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: DUAC- 997 fine/ dism. DUI/ SPMJ and Drug Paraphernalia.
Reason: .21 BAC/ good amount of drugs/ failed FST's

Get in touch if need be... Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Thursday, January 19, 2012 4:07 PM
To: josh@mccoyandstokes.com
Cc: Paul Thurmond
Subject: State of SC v. Elizabeth Estochen Rule 5

Hi Mr. McCoy,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Thursday, January 19, 2012 5:07 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 21
Attachment File Type: PDF

Device Name: WorkCentre 7345

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:27 PM
To: Paul Thurmond; 'David@davidaylor.com'
Cc: 'Woodall, Beth'
Subject: RE: State of SC vs. James Hartzog Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m.

Since I haven't heard from you about the victim in the case, I am willing to offer the following:

Offer: DUAC (fine of \$997)
Reason: accident case/ admits to 3-4 drinks
Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Tuesday, January 10, 2012 1:18 PM
To: 'David@davidaylor.com'
Cc: Woodall, Beth
Subject: RE: State of SC vs. James Hartzog Rule 5

David- What is the status? Please get back to me. I would like to move this case sooner, rather than later. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:30 PM
To: Paul Thurmond
Subject: RE: State of SC v. Richard Kinard

This case is now on the docket for Feb. 27th at 10:00 a.m. The arresting officer has asked me to help this defendant out. I am willing to make the following offer given his request:

Offer: Reckless driving -\$445 fine/ dism. the DUI/ Defendant waives the administrative hearing if you haven't had it
Reason: Officer's request.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Tuesday, January 31, 2012 8:40 AM
To: Adam Mlynarczyk
Subject: Re: State of SC v. Richard Kinard

It is continued.

Paul R. Thurmond
Sent from my iPhone
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

On Jan 31, 2012, at 8:39 AM, "Adam Mlynarczyk" <adam@adammlynarczyklaw.com> wrote:

> That sounds good. I am hoping that you will not object to my
> continuance for today. I will contact the Court later this morning to
> make sure. I will wait to hear about your revised offer, thanks.

>
> Adam

> On 1/31/12, Paul Thurmond <PThurmond@tktylawfirm.com> wrote:

>> Adam,

>>
>> I spoke to Office Lawrence yesterday. It is very likely that your
>> offer will be changed to something better. Please discuss the case
>> with your client and let me review the file one more time. Thank
>> you, PT

>>

>>

>> Paul R. Thurmond
>> THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
>> 15 Mid-Atlantic Wharf, Suite 101
>> Charleston, South Carolina 29401
>> Phone: 843.937.8000
>> Fax: 843.937.4200
>> Email: pthurmond@tktylawfirm.com<mailto:pthurmond@tktylawfirm.com>
>> Web: www.tktylawfirm.com<http://www.tktylawfirm.com>

>>

>> *****

>> ***** CONFIDENTIALITY NOTICE: This electronic mail transmission has
>> been sent by an attorney. It may contain information that is
>> confidential, privileged, proprietary or otherwise legally exempt
>> from disclosure. If you are not the intended recipient, you are
>> hereby notified that you are not authorized to read, print, retain,
>> copy, or disseminate this message, or any part of it, or any
>> attachments. If you have received this message in error, please
>> delete this message and any attachments from your system without

>> reading the content and notify the sender immediately of the inadvertent transmission.
>> There is no intent on the part of the sender to waive any privilege,
>> including the attorney-client privilege, that may attach to this
>> communication. Thank you for your cooperation.

>>
>> IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements
>> imposed by the IRS, we inform you that any U.S. tax advice contained
>> in this communication (or in any attachment) is not intended or
>> written to be used, and cannot be used, for the purpose of (1)
>> avoiding penalties under the Internal Revenue Code or (2) promoting,
>> marketing, or recommending to another party any transaction or matter
>> addressed in this communication or attachment.

>>
>> From: Adam Mlynarczyk [mailto:adam@adammlynarczyklaw.com]
>> Sent: Monday, January 30, 2012 4:33 PM
>> To: Paul Thurmond
>> Subject: Re: State of SC v. Richard Kinard

>>
>> Paul:

>>
>> I only received the final discovery late last week and have not had
>> time to sit down with my client to discuss. I am sure we will be
>> able to work something out on this, but I put in a continuance for
>> tomorrow. I am out 2 days this week for CLE's and will not have the
>> time to meet with my client to go over the discovery before tomorrow.

>>
>> This is out first listing of this case, I will check with the Court
>> tomorrow to make sure that it is granted. I had my paralegal copy
>> you on the request. We will talk soon, thanks.

>>
>> Adam
>> On Fri, Jan 27, 2012 at 10:59 AM, Paul Thurmond
>> <PThurmond@tktylawfirm.com<mailto:PThurmond@tktylawfirm.com>> wrote:
>> Adam,

>>
>>
>> This case is on for next Tuesday at 1:00. I understand that you have
>> received all discovery. My offer is as follows:

>>
>>
>> Offer: DUAC- 997 fine/ dism. DUI/ we will waive the administrative
>> hearing

>> Reason: .19 BAC/ admitted to 5-6 beers

>>
>> Thank you,

>>
>> Paul Thurmond
>> Prosecutor for N. Charleston

>>
>> _____
>> Paul R. Thurmond
>> THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
>> 15 Mid-Atlantic Wharf, Suite 101
>> Charleston, South Carolina 29401
>> Phone: 843.937.8000<tel:843.937.8000>
>> Fax: 843.937.4200<tel:843.937.4200>
>> Email: pthurmond@tktylawfirm.com<mailto:pthurmond@tktylawfirm.com>
>> Web: www.tktylawfirm.com<http://www.tktylawfirm.com>

>>
>> *****
>> ***** CONFIDENTIALITY NOTICE: This electronic mail transmission has
>> been sent by an attorney. It may contain information that is
>> confidential, privileged, proprietary or otherwise legally exempt
>> from disclosure. If you are not the intended recipient, you are
>> hereby notified that you are not authorized to read, print, retain,
>> copy, or disseminate this message, or any part of it, or any
>> attachments. If you have received this message in error, please
>> delete this message and any attachments from your system without
>> reading the content and notify the sender immediately of the inadvertent transmission.
>> There is no intent on the part of the sender to waive any privilege,
>> including the attorney-client privilege, that may attach to this
>> communication. Thank you for your cooperation.
>>
>> IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements
>> imposed by the IRS, we inform you that any U.S. tax advice contained
>> in this communication (or in any attachment) is not intended or
>> written to be used, and cannot be used, for the purpose of (1)
>> avoiding penalties under the Internal Revenue Code or (2) promoting,
>> marketing, or recommending to another party any transaction or matter
>> addressed in this communication or attachment.
>>
>>
>> -----Original Message-----
>> From: Woodall, Beth
>> [mailto:bwoodall@northcharleston.org<mailto:bwoodall@northcharleston.
>> org>]
>> Sent: Thursday, January 19, 2012 3:28 PM
>> To: adam@adammlynarczyklaw.com<mailto:adam@adammlynarczyklaw.com>
>> Cc: Paul Thurmond
>> Subject: State of SC v. Richard Kinard
>>
>> Hi Adam,
>>
>> Please find enclosed a copy of the City's Rule 5 discovery materials
>> in the above-referenced matter. I have requested a digital copy of
>> the mobile vision and will return that to you under separate cover.
>>
>> Thank you,
>>
>> Beth Woodall
>> Legal Department
>>
>> -----Original Message-----
>> From: WorkCentre 7345
>> [mailto:scans@xerox.com<mailto:scans@xerox.com>]
>> Sent: Thursday, January 19, 2012 4:28 PM
>> To: Woodall, Beth
>> Subject: Scan from a Xerox WorkCentre
>>
>> Please open the attached document. It was scanned and sent to you
>> using a Xerox WorkCentre.
>>
>> Number of Images: 14
>> Attachment File Type: PDF
>>

>> Device Name: WorkCentre 7345
>> Device Location:
>>
>> For more information on Xerox products and solutions, please visit
>> <http://www.xerox.com/>
>>
>>
>> --
>> Adam Mlynarczyk
>> Mlynarczyk Law Firm, LLC
>> 1058 E. Montague Avenue
>> North Charleston, SC 29405
>> p-843-885-0422
>> f-800-659-3985
>> Adam@AdamMlynarczyklaw.com<mailto:Adam@AdamMlynarczyklaw.com>
>>
>> NOTICE
>>
>> UNLESS OTHERWISE INDICATED OR OBVIOUS FROM THE NATURE OF THE
>> TRANSMITTAL,
>> (1) THE SENDER, IF AN ATTORNEY, IS A MEMBER OF THE SOUTH CAROLINA
>> BAR, AND
>> (2) THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY
>> PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE
>> INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS
>> NOT THE INTENDED RECIPIENT, THE EMPLOYEE OR AGENT RESPONSIBLE TO
>> DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT
>> ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS
>> STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN
>> ERROR OR ARE NOT SURE WHETHER IT IS PRIVILEGED, PLEASE IMMEDIATELY
>> NOTIFY US, PLEASE DESTROY COPIES AND RETURN THE ORIGINAL MESSAGE TO
>> US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE AT OUR EXPENSE. THANK YOU.
>>
>
>
> --
> Adam Mlynarczyk
> Mlynarczyk Law Firm, LLC
> 1058 E. Montague Avenue
> North Charleston, SC 29405
> p-843-885-0422
> f-800-659-3985
> Adam@AdamMlynarczyklaw.com
>
> NOTICE
>
> UNLESS OTHERWISE INDICATED OR OBVIOUS FROM THE NATURE OF THE
> TRANSMITTAL,
> (1) THE SENDER, IF AN ATTORNEY, IS A MEMBER OF THE SOUTH CAROLINA BAR,
> AND
> (2) THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY
> PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE USE OF THE
> INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS
> NOT THE INTENDED RECIPIENT, THE EMPLOYEE OR AGENT RESPONSIBLE TO
> DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY
> DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:32 PM
To: 'David@davidaylor.com'
Subject: RE: State of SC v. James King Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m. It would really help if you could bring your client and talk with the officer. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Wednesday, December 07, 2011 11:17 AM
To: 'David@davidaylor.com'
Subject: RE: State of SC v. James King Rule 5

David,

This case is scheduled for December 27th at 1:00. I am willing to make the following offer:

Offer: We need to talk about this one too.

Reason: good amount of trouble with my officer.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000

Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: David@davidaylor.com [mailto:David@davidaylor.com]
Sent: Monday, November 28, 2011 3:26 PM
To: Paul Thurmond
Subject: Re: State of SC v. James King Rule 5

Can u please continue it for one time. I know we can work it out but I'm having trouble reaching my client.

Sincerely,

David Aylor
Attorney at Law
24 Broad Street
Charleston, SC 29401
Off: 843-577-5530
Fax: 843-577-9204
David@davidaylor.com

On Nov 28, 2011, at 3:16 PM, "Paul Thurmond" <PThurmond@tktylawfirm.com> wrote:

> David,
>
> This is on for tomorrow. Any idea which way you want to go? PT
>
>
> _____
> Paul R. Thurmond
> THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
> 15 Mid-Atlantic Wharf, Suite 101
> Charleston, South Carolina 29401
> Phone: 843.937.8000
> Fax: 843.937.4200
> Email: pthurmond@tktylawfirm.com
> Web: www.tktylawfirm.com
>

> *****

> **** CONFIDENTIALITY NOTICE: This electronic mail transmission has
> been sent by an attorney. It may contain information that is confidential, privileged,
proprietary or otherwise legally exempt from disclosure. If you are not the intended
recipient, you are hereby notified that you are not authorized to read, print, retain, copy,
or disseminate this message, or any part of it, or any attachments. If you have received
this message in error, please delete this message and any attachments from your system
without reading the content and notify the sender immediately of the inadvertent
transmission. There is no intent on the part of the sender to waive any privilege, including
the attorney-client privilege, that may attach to this communication. Thank you for your
cooperation.

>
> IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we
inform you that any U.S. tax advice contained in this communication (or in any attachment) is
not intended or written to be used, and cannot be used, for the purpose of (1) avoiding
penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to
another party any transaction or matter addressed in this communication or attachment.

>
>
> -----Original Message-----
> From: David@daytaylor.com [mailto:David@daytaylor.com]
> Sent: Tuesday, November 22, 2011 4:19 PM
> To: Paul Thurmond
> Subject: Re: State of SC v. James King Rule 5

>
> I just got the video on this. I'll review and get back to you soon. Hope you and your
family have a great Thanksgiving.

>
> Sincerely,
>
> David Aylor
> Attorney at Law
> 24 Broad Street
> Charleston, SC 29401
> Off: 843-577-5530
> Fax: 843-577-9204
> David@daytaylor.com

>
> On Nov 21, 2011, at 3:13 PM, "Paul Thurmond" <PThurmond@tktylawfirm.com> wrote:

>
>> David,
>>
>> Not sure if we can work this one out. Lawrence has indicated that this guy was a jerk.

PT

>>
>>
>> _____
>> Paul R. Thurmond
>> THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
>> 15 Mid-Atlantic Wharf, Suite 101
>> Charleston, South Carolina 29401
>> Phone: 843.937.8000
>> Fax: 843.937.4200
>> Email: pthurmond@tktylawfirm.com
>> Web: www.tktylawfirm.com

>>
>> *****
>> *

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:34 PM
To: 'Pete@peterdavidbrown.com'
Subject: RE: State of SC v. Levi Mauldin Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client wishes to take the offer or request a jury trial. If a different time for a plea would be more convenient, I will be happy to try to make it possible. I am hopeful that you will have time to talk to Gorman about this case prior to court. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 3:07 PM
To: 'Pete@peterdavidbrown.com'; bwoodall@northcharleston.org
Subject: RE: State of SC v. Levi Mauldin Rule 5

Pete,

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: DUAC- time served/ dismiss. DUI/ we will waive the administrative hearing
Reason: .16 BAC/ admitted that alcohol effected his ability to operate a vehicle/ failed FST's

Pete- this one is close. If you have something that would make me reconsider, I would be happy to hear it. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Pete@peterdavidbrown.com [mailto:Pete@peterdavidbrown.com]
Sent: Wednesday, December 07, 2011 2:24 PM
To: bwoodall@northcharleston.org
Cc: Paul Thurmond
Subject: RE: State of SC v. Levi Mauldin Rule 5

Thanks so much!

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Wednesday, December 07, 2011 2:04 PM
To: Peter Brown
Cc: Paul Thurmond
Subject: State of SC v. Levi Mauldin Rule 5

Hi Pete,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision and hope to get that to you within the next week.

Thank you,

Beth Woodall
Legal Assistant

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:35 PM
To: 'Daniel L. Prenner'
Subject: RE: State of SC v. Matthew McInvane Rule 5 Discovery

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client wishes to take the offer or request a jury trial. If a different time for a plea would be more convenient, I will be happy to try to make it possible. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 11:05 AM
To: 'Woodall, Beth'; Daniel L. Prenner
Subject: RE: State of SC v. Matthew McInvane Rule 5 Discovery

Danny,

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: DUAC- 997 fine/ dism. DUI/ we will waive the administrative hearing
Reason: .21 BAC/ cocaine found on him/ 73 in a 55

Sorry I can't help you more. This case is rather egregious. Let me know, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----
From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Thursday, January 19, 2012 3:38 PM
To: Daniel L. Prenner
Cc: Paul Thurmond
Subject: State of SC v. Matthew McInvane Rule 5 Discovery

Hi Danny,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----
From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Thursday, January 19, 2012 4:35 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 18
Attachment File Type: PDF

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:37 PM
To: 'Greg Deluca'
Subject: RE: State v. Derrick Nelson

This case is now on the docket for Feb. 27th at 10:00 a.m. If you can get me that motion, we might be able to schedule that at a time that is a little sooner. My facts are a little different than your case that you sent me. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 2:33 PM
To: 'Greg Deluca'
Subject: RE: State v. Derrick Nelson

I think this case offers a fascinating legal question and one that I would like to be able to see how my judges would respond. Please file a motion and let's get it on. Thank you, PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Greg DeLuca [mailto:Greg@delucamaucher.com]
Sent: Thursday, January 19, 2012 2:07 PM
To: Paul Thurmond
Subject: State v. Derrick Nelson

Paul:

I have talked this matter over with my client and have made some last minute reviews of the case. With that, I have attached State v. McAteer which I am sure you have seen many times before. I believe that this case is very similar to that State v. McAteer and that it would weigh very highly on Mr. Nelson's case. Can you review and then call me to discuss to see if we can talk more about a resolution in light of the caselaw.

I look forward to hearing from you.

Greg

Gregory A. DeLuca, Esq.
DeLuca & Maucher, L.L.P.
P.O. Box 9, 102 Marilyn Street
Goose Creek, SC 29445
tel: 843.572.1711 | fax: 843.572.1285 greg@delucamaucher.com | www.delucamaucher.com

Confidential & Privileged

Unless otherwise indicated or obvious from its nature, the information contained in this communication is attorney-client privileged and confidential information/work product. This communication is intended for the use of the individual or entity named above. If the reader of this communication is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:38 PM
To: 'Charlie Whirl'
Subject: RE: State of SC vs. John H. Rogers Rule 5

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client wishes to take the offer or request a jury trial. If a different time for a plea would be more convenient, I will be happy to try to make it possible. Sure would be nice to get this one resolved. Thank you, Paul

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Paul Thurmond
Sent: Friday, January 27, 2012 2:41 PM
To: 'Charlie Whirl'
Subject: RE: State of SC vs. John H. Rogers Rule 5

Charlie,

Can we get this case resolved?

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.

15 Mid-Atlantic Wharf, Suite 101

Charleston, South Carolina 29401

Phone: 843.937.8000

Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com

Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Charlie Whirl [<mailto:cwhirl2112@gmail.com>]

Sent: Monday, October 17, 2011 1:02 PM

To: Paul Thurmond

Subject: Re: State of SC vs. John H. Rogers Rule 5

Paul,

Is 11-1-2011 at 1:00 p.m. a Bench Trial date, Pre-Trial date or Jury Trial date? I requested a Continuance in this matter on or about September 27, 2011. Let me know if you were not forwarded a copy for your file and I will have it sent over to you or Beth at your request. I do not know whether Judge Colman has ruled on the request for continuance. Mr. Rogers is currently out of the country on his job as a merchant marine. I spoke w/ the Bonding Company and they indicated that there is nothing in the Bond that says he cannot leave the state. I do not have a copy of the Bond and was provided this info from Robert Kelley at Ronald Holiday's office, 843-744-2222.

Charlie.

On Mon, Oct 17, 2011 at 12:25 PM, Paul Thurmond <PTthurmond@tktylawfirm.com> wrote:

Dear Charlie,

I have reviewed the file regarding the above referenced case. Your client has a court date of 11/1/2011 at 1:00 p.m. I am hopeful that we can get this matter resolved on or before that day. It is my understanding that all discovery has been sent to you. You might still be waiting on the disc, but it should be to you shortly. Here is my offer:

Offer: DUI- .08-.10 (fine of \$997); if he has requested an administrative hearing, we will waive it.
Reason: High BAC- .18, was going 73/45

Please let me know.

Thank you,
Paul Thurmond
North Charleston Prosecutor

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Thursday, October 06, 2011 1:49 PM
To: cwhirl2112@gmail.com
Cc: Paul Thurmond
Subject: State of SC vs. John H. Rogers Rule 5

Hi Mr. Whirl,

Please find enclosed via pdf format Rule 5 materials in the above-referenced matter. I have requested a copy of the roadside digital recording and will provide that to you under separate cover.

Thank you,

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:40 PM
To: 'Jack Sinclair'
Subject: RE: State v. Donald Slaughter

This case is now on the docket for Feb. 27th at 10:00 a.m. Please get back to me about my inquiry concerning the victim when you can. Thank you, Paul

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Paul Thurmond
Sent: Friday, January 27, 2012 2:45 PM
To: 'Jack Sinclair'
Subject: State v. Donald Slaughter

Jack,

Any interaction with the victims of this DUI? I would like to know if they are good before I make an offer. Thank you, PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.

15 Mid-Atlantic Wharf, Suite 101

Charleston, South Carolina 29401

Phone: 843.937.8000

Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com

Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:52 PM
To: Paul Thurmond; 'Woodall, Beth'; 'D. Keith Bolus'
Subject: RE: State of SC v. Robert Upright

Keith,

This was mistakenly put on the next plea docket. Please disregard. Working to get you a trial date. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Tuesday, December 27, 2011 11:12 AM
To: 'Woodall, Beth'; D. Keith Bolus
Subject: RE: State of SC v. Robert Upright

Keith- We haven't gotten the video to you yet. This case is going to be continued until 1/31. Sorry for the delay. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200

Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, December 07, 2011 2:15 PM
To: D. Keith Bolus
Cc: Paul Thurmond
Subject: State of SC v. Robert Upright

Hi Mr. Bolus,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision and hope to get that to you within the next week.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Wednesday, December 07, 2011 3:16 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 21
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:11 PM
To: "Woodall, Beth"; panodupree@aol.com
Subject: RE: State of SC v. Silverio Vasquez-Santiago Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant must also plea to NO SCDL, Operating Uninsured Vehicle/ defendant waives the admin.
Reason: single vehicle wreck/ refusal of all test

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 1:09 PM
To: panodupree@aol.com
Cc: Paul Thurmond
Subject: State of SC v. Silverio Vasquez-Santiago Rule 5

Hi Mr. Dupree,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. The roadside mobile vision has been requested and will be forwarded under separate cover within the next seven days.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]

Sent: Wednesday, February 01, 2012 2:08 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 19

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:14 PM
To: 'Woodall, Beth'; joe@joegoodlaw.com
Subject: RE: State of SC v. Michael Dula Rule 5

Joe,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: DUAC- 997 fine/ dism. DUI/ we will waive the administrative hearing
Reason: .24 BAC- wow!

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 12:47 PM
To: joe@joegoodlaw.com
Cc: Paul Thurmond
Subject: State of SC v. Michael Dula Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:18 PM
To: 'Woodall, Beth'; jdrennanlaw@yahoo.com
Subject: RE: State of SC vs. Charles Chase

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: DUAC- Time Served/ dism. the DUI and we will waive the admin.
Reason: 6 drinks/BAC .15/PC is good

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 12:19 PM
To: jdrennanlaw@yahoo.com
Cc: Paul Thurmond
Subject: State of SC vs. Charles Chase

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision from Evidence and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Tuesday, February 14, 2012 1:20 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 14

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:21 PM
To: 'Woodall, Beth'; robertghowe27@att.net
Subject: RE: State of SC v. Miguel Cervantes-Garcia

Mr. Howe,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: DUAC- time served/ dismiss all other charges/ we will waive the administrative hearing
Reason: Almost hit the officers at the checkpoint/ admits to 3-4 drinks/open container

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 12:10 PM
To: robertghowe27@att.net
Cc: Paul Thurmond
Subject: State of SC v. Miguel Cervantes-Garcia

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision

from Evidence and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Tuesday, February 14, 2012 1:12 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 17
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:25 PM
To: 'Woodall, Beth'; chasshark@bellsouth.net
Subject: RE: State of SC v. Larry Edmonds

Keith,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: DUAC- time served/ dism. DUI/ we waive the administrative hearing
Reason: .15 BAC/ admitted to 4 drinks/ vomit in the car

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 12:01 PM
To: chasshark@bellsouth.net
Cc: Paul Thurmond
Subject: State of SC v. Larry Edmonds

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision

from Evidence and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]

Sent: Tuesday, February 14, 2012 1:03 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 17

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:27 PM
To: 'Woodall, Beth'; bprice@qsglawyers.com
Subject: RE: State of SC v. Miranda Rawson Rule 5

Bentley,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant also agrees to attend and complete alternatives or similar program
Reason: .13 BAC/ No priors/ no accident

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 11:55 AM
To: bprice@qsglawyers.com
Cc: Paul Thurmond
Subject: State of SC v. Miranda Rawson Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision from Evidence and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]

Sent: Tuesday, February 14, 2012 12:53 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 13

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:31 PM
To: 'Woodall, Beth'; tim@kulplaw.com
Subject: RE: State of SC vs. William Clinton Snyder Rule 5

Tim,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: DUAC- \$997/dism the DUI/dism. the fake i.d./ we will waive the administrative hearing.
Reason: .20 BAC/ admits that he shouldn't have been driving/ accident case

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & VELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 11:41 AM
To: tim@kulplaw.com
Cc: Paul Thurmond
Subject: State of SC vs. William Clinton Snyder Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested from Evidence a copy of the roadside mobile vision and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Tuesday, February 14, 2012 12:40 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 16
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:34 PM
To: 'Woodall, Beth'; danafieldslaw@gmail.com
Subject: RE: State of SC v. Jacquelyn Zmuda Rule 5

Dana,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant waives the administrative hearing
Reason: refusal of BA/ no priors/ no accident

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 11:32 AM
To: danafieldslaw@gmail.com
Cc: Paul Thurmond
Subject: State of SC v. Jacquelyn Zmuda Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision

from Evidence and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Tuesday, February 14, 2012 12:30 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 20
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:36 PM
To: 'Guy J. Vitetta'
Cc: Leslie Sarjil; 'Revelise, Vic'
Subject: RE: State of SC vs. Sheridan Long Rule 6

Still waiting on the blood results. Will be continued again. PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Guy J. Vitetta [mailto:guy@vitetalawgroup.com]
Sent: Thursday, December 22, 2011 12:08 PM
To: Paul Thurmond
Cc: Leslie Sarjil
Subject: Re: State of SC vs. Sheridan Long Rule 5

Paul, this is still on the docket but I am in Philly through next thurs, FYI. Thank you, and I look forward to getting the offer (I think there is blood work involved, so I need to see this as well)

Merry Christmas!

Gjv

Sent from my iPhone

On Dec 2, 2011, at 4:42 PM, Paul Thurmond <PTthurmond@tktylawfirm.com> wrote:

Sure. I will send an offer in a week or so. Just get back to me if he accepts.

Paul R. Thurmond
Sent from my iPhone
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

On Dec 2, 2011, at 4:25 PM, "Guy J. Vitetta" <guy@vitettalawgroup.com> wrote:

I will be in Philly on the 27th, I am not protected, but can you help me out with this? Perhaps a January date?

Guy
Guy J. Vitetta
Attorney at Law
Vitetta.Sarji Law Group
225 Seven Farms Drive, Ste. 201
Daniel Island, SC 29492
843-302-2050 (telephone)
843-377-8390 (facsimile)

The Information contained in this email message is privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone or email. Thank you

On Nov 29, 2011, at 11:37 AM, Paul Thurmond wrote:

Guy-

We didn't get the FST video out to you until the 22nd, so I am assuming that you might not be in a position to make a call on an offer. How about we continue the case until the 27th of December and I will send you an offer in the interim. Please let me know. I didn't want you to make the trip if it wasn't going to be productive. Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and

cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Friday, November 18, 2011 11:38 AM
To: guy@vitettalawgroup.com
Cc: Paul Thurmond
Subject: State of SC vs. Sheridan Long Rule 5

Hi Mr. Vitetta,

Please find enclosed via pdf format Rule 5 documents in the above-referenced matter. I hope to get a copy of the digital video to you by Tuesday of next week.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Friday, November 18, 2011 12:39 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 15
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit
<http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:39 PM
To: 'Woodall, Beth'; 'panodupree@aol.com'
Subject: RE: State of SC vs. Levy Chisolm Rule 5

Mike,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant waives the administrative hearing
Reason: refusal of blood/ accident, but single car accident/no FST's

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Tuesday, February 14, 2012 11:23 AM
To: Paul Thurmond
Subject: FW: State of SC vs. Levy Chisolm Rule 5

Dops! Forgot to copy you!!

-----Original Message-----

From: Woodall, Beth
Sent: Tuesday, February 14, 2012 11:22 AM
To: 'panodupree@aol.com'
Subject: State of SC vs. Levy Chisolm Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. As evidenced by Officer Lawrence's Affidavit, there is no mobile vision as the Defendant required medical attention.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Tuesday, February 14, 2012 11:29 AM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 15
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 09, 2012 1:19 PM
To: 'Shaun Kent'
Subject: RE: State v. Mark Avant

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client accepts my offer. If so, I can also put it on a different date or time. Thank you, Paul

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Paul Thurmond
Sent: Friday, January 27, 2012 2:12 PM
To: 'Shaun Kent'
Subject: RE: State v. Mark Avant

Shaun,

We are on the docket on Tuesday for this case. Any idea which way your client wants to go? I can reschedule for a time that works, if need be. Let me know, PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Shaun Kent [<mailto:Shaun@cckmlaw.com>]
Sent: Tuesday, December 27, 2011 12:24 PM
To: Paul Thurmond
Subject: Re: State v. Mark Avant

Can't be there. Will probably take. Will call client

Sent from my iPhone

On Dec 27, 2011, at 12:08 PM, "Paul Thurmond" <PTthurmond@tktylawfirm.com> wrote:

1:00 pm My offer is going to be a careless and \$500 fine. PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:30 PM
To: 'Woodall, Beth'; Santiago Almeida
Subject: RE: State of SC v. Carl Burgess Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant must also plea to the open container

Reason: refusal of test/ no priors

Please let me know if your client accepts this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 01, 2012 1:00 PM
To: Santiago Almeida
Cc: Paul Thurmond
Subject: State of SC v. Carl Burgess Rule 5

Hi Santiago,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. The roadside mobile vision has been requested and will be forwarded under separate cover within the next seven days.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]

Sent: Wednesday, February 01, 2012 2:00 PM

To: Woodall, Beth

Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 19

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:33 PM
To: 'Woodall, Beth'; Greg A. Hoover
Subject: RE: State of SC v. Scott Suffel

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: DUAC- time served
Reason: vomit and a lot of it...

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Monday, November 07, 2011 2:55 PM
To: Greg A. Hoover
Cc: Paul Thurmond
Subject: State of SC v. Scott Suffel

Hi Greg,

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I will provide roadside mobile vision under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Monday, November 07, 2011 3:56 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 12
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 16, 2012 10:00 AM
To: 'Daniel L. Prenner'
Subject: RE: State of SC v. Matthew McInvene Rule 5 Discovery

Danny,

You have about ten days at this point to review this case. We are in a rush, as you know, with these types of cases.

If you need more time, I am not going to withdraw the deal, but I think you would agree that the facts are egregious.

Please let me know if you can get it together before the 27th. If you client decides to take the deal, we can schedule it for a few weeks later. PT

Paul R. Thurmond

THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

From: Daniel L. Prenner [mailto:danny@prennermarvel.com]
Sent: Wednesday, February 15, 2012 3:32 PM
To: Paul Thurmond
Subject: Re: State of SC v. Matthew McInvene Rule 5 Discovery

Paul,

Thank you so much for your telephone message yesterday, first of all.

On the above case, I wanted to follow up on our telephone conversation last week. I have spoken with PTI, and in this particular case, they will agree to let him begin PTI on the cocaine charge, even while the companion DUI on your docket still is pending.

I believe your offer is a fair one and I would not want to lose it. But I would like to have a bit more time to do my job, and for Mr. McInvale and I to continue working together. As we discussed, it may be that there simply are no issues in this case, in which case the BAC is so high that I understand mitigation alone simply will not afford you the ability to work with me. However, I need to look for those issues. Can we put this off for a bit? Thank you as always for your consideration.

Danny

Daniel L. Prenner
Prenner Marvel, P.A.
90 Queen Street
Charleston, South Carolina 29401
(843) 722-7250
(843) 722-7260

On 2/9/12 1:35 PM, "Paul Thurmond" <PTthurmond@tktylawfirm.com> wrote:

This case is now on the docket for Feb. 27th at 10:00 a.m. Please let me know if your client wishes to take the offer or request a jury trial. If a different time for a plea would be more convenient, I will be happy to try to make it possible. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be

used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Paul Thurmond
Sent: Friday, January 27, 2012 11:05 AM
To: 'Woodall, Beth'; Daniel L. Prenner
Subject: RE: State of SC v. Matthew McInvane Rule 5 Discovery

Danny,

This case is on for next Tuesday at 1:00. I understand that you have received all discovery. My offer is as follows:

Offer: DUAC- 997 fine/ dism. DUI/ we will waive the administrative hearing
Reason: .21 BAC/ cocaine found on him/ 73 in a 55

Sorry I can't help you more. This case is rather egregious. Let me know, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Thursday, January 19, 2012 3:38 PM
To: Daniel L. Prenner
Cc: Paul Thurmond
Subject: State of SC v. Matthew McInvane Rule 5 Discovery

Hi Danny,

Please find enclosed a copy of the City's Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the mobile vision and will return that to you under separate cover.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Thursday, January 19, 2012 4:35 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 18

Attachment File Type: PDF

Device Name: WorkCentre 7345

Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

Paul Thurmond

From: Paul Thurmond
Sent: Tuesday, February 21, 2012 4:51 PM
To: 'Rad Deaton'
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Is it the same charge? If so, I will dismiss it. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Rad Deaton [mailto:deatonlawfirm@yahoo.com]
Sent: Tuesday, February 21, 2012 4:10 PM
To: Paul Thurmond
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

My guy is fine with all of that. However, how is it that the City has jurisdiction over a "failure to render aid" as it carries up to a year? Is there a City ordinance hit and run we can plea to so that there won't ever be any question as to jurisdiction? He is obviously pleading to a GS charge of leaving the scene (Tyler Whitaker is prosecuting) and it'll be either a short term of probation with PTUP or transfer court type of resolution I believe. Rad

-----Original Message-----

From: Paul Thurmond [mailto:PThurmond@tktylawfirm.com]
Sent: Monday, February 13, 2012 3:14 PM
To: 'Woodall, Beth'; Rad Deaton
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant must also plea to failure to render aid/and open container/ defendant waives admin.
Reason: refusal/ no prior alcohol arrest

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & VELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission.
There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Tuesday, February 07, 2012 1:07 PM
To: Rad Deaton
Cc: Paul Thurmond
Subject: State of SC vs. Daniel Gilliard, Jr. Rule 5

Hi Rad,

Please find enclosed via pdf format the City's Rule 5 discovery responses in the above-referenced matter. A digital copy of the roadside mobile vision is being placed in today's mail.

Thank you,

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 8:43 AM
To: 'deatonlawfirm@yahoo.com'
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Rad- My desire is to give the original offer without the defendant pleading to the failure to render aide. I will dismiss the one that I have. Please let me know if this is acceptable. I will send to Revelise and get it lined up on a date other than the 27th. That date is going to be crazy. 97 DUI cases. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: rad deaton [mailto:deatonlawfirm@yahoo.com]
Sent: Tuesday, February 21, 2012 5:05 PM
To: Paul Thurmond
Subject: Re: State of SC vs. Daniel Gilliard, Jr. Rule 5

Just to make sure you understand, my guy is fine with whatever. I just think it's cleaner if we do it under a city ordinance to cover any problems with jurisdiction.
Sent from my Verizon Wireless BlackBerry

-----Original Message-----

From: Paul Thurmond <PThurmond@tktylawfirm.com>
Date: Tue, 21 Feb 2012 16:50:55
To: 'Rad Deaton' <deatonlawfirm@yahoo.com>
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Is it the same charge? If so, I will dismiss it. PT

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Rad Deaton [mailto:deatonlawfirm@yahoo.com]
Sent: Tuesday, February 21, 2012 4:10 PM
To: Paul Thurmond
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

My guy is fine with all of that. However, how is it that the City has jurisdiction over a "failure to render aid" as it carries up to a year? Is there a City ordinance hit and run we can plea to so that there won't ever be any question as to jurisdiction? He is obviously pleading to a GS charge of leaving the scene (Tyler Whitaker is prosecuting) and it'll be either a short term of probation with PTUP or transfer court type of resolution I believe. Rad

-----Original Message-----

From: Paul Thurmond [mailto:PThurmond@tktylawfirm.com]
Sent: Monday, February 13, 2012 3:14 PM
To: 'Woodall, Beth'; Rad Deaton
Subject: RE: State of SC vs. Daniel Gilliard, Jr. Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant must also plea to failure to render aid/and open container/ defendant waives admin.
Reason: refusal/ no prior alcohol arrest

Please let me know if your client accept this offer or rejects it. If

he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission.
There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Tuesday, February 07, 2012 1:07 PM
To: Rad Deaton
Cc: Paul Thurmond
Subject: State of SC vs. Daniel Gilliard, Jr. Rule 5

Hi Rad,

Please find enclosed via pdf format the City's Rule 5 discovery responses in the above-referenced matter. A digital copy of the roadside mobile vision is being placed in today's mail.

Thank you,

Beth Woodall
Legal Department

-----Original Message-----

From: WorkCentre 7345 [mailto:scans@xerox.com]
Sent: Tuesday, February 07, 2012 1:58 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Paul Thurmond

From: Paul Thurmond
Sent: Wednesday, February 22, 2012 12:11 PM
To: 'Woodall, Beth'; uricchiom@bellsouth.net
Subject: RE: State of SC v. Charles Stoll Rule 5

Michael,

Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. The video should be to you any day. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant waives the administrative hearing
Reason: refusal of BA/ no priors/ no accident

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Wednesday, February 15, 2012 11:28 AM
To: uricchiom@bellsouth.net
Cc: Paul Thurmond
Subject: State of SC v. Charles Stoll Rule 5

Please find enclosed via pdf format Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision

Paul Thurmond

From: Paul Thurmond
Sent: Thursday, February 16, 2012 10:34 AM
To: 'Revelise, Vic'
Cc: 'Joe Cadmus'
Subject: FW: State of SC v. Scott Witaconis Rule 5

Judge please schedule at a time that is convenient for Joe. The 27th is going to be packed with 100 cases on the docket, so another date would be better. Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Joe Cadmus [mailto:cadmus@cchat.com]
Sent: Thursday, February 16, 2012 10:32 AM
To: Paul Thurmond
Subject: RE: State of SC v. Scott Witaconis Rule 5

Paul,

My client will accept plea offer.

Thanks
Joe

-----Original Message-----

From: Paul Thurmond [mailto:PThurmond@tktylawfirm.com]
Sent: Thursday, February 16, 2012 10:04 AM
To: 'Joe Cadmus'

Subject: RE: State of SC v. Scott Witacanis Rule 5

Update?

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Joe Cadmus [mailto:cadmus@cchat.com]
Sent: Tuesday, February 14, 2012 10:23 AM
To: Paul Thurmond
Subject: RE: State of SC v. Scott Witacanis Rule 5

Paul,

Sounds good but I have to touch base with my client. I will let you know very soon.

Thanks
Joe Cadmus

-----Original Message-----

From: Paul Thurmond [mailto:PThurmond@tktylawfirm.com]
Sent: Monday, February 13, 2012 3:28 PM
To: 'Woodall, Beth'; cadmus@cchat.com
Subject: RE: State of SC v. Scott Witacanis Rule 5

Joe,
Your case is on the docket for February 27th at 10:00 a.m. Please note the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant completes an alternatives or similar program
Reason: .12 BAC/ no prior alcohol offenses

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [mailto:bwoodall@northcharleston.org]
Sent: Friday, January 20, 2012 12:56 PM
To: cadmus@cchat.com
Cc: Paul Thurmond; Revelise, Vic; Amey, Timothy
Subject: State of SC v. Scott Witacanis Rule 5

Hi Mr. Cadmus,

Please find enclosed Rule 5 discovery materials in the above-referenced matter. I have requested a digital copy of the roadside mobile vision and will provide that under separate cover.

Thank you,

Beth Woodall
Legal Department

Paul Thurmond

From: Paul Thurmond
Sent: Monday, February 13, 2012 3:29 PM
To: 'Woodall, Beth'; Chris Murphy
Subject: RE: State of SC vs. Jennifer Yniesta Rule 5

Your case is on the docket for February 27th at 10:00 a.m. Please not the change of time from our usual DUI court. It is my understanding that you have received all the discovery in the case. I am willing to make the following offer:

Offer: Reckless Driving- \$445 fine/ dismiss the DUI/ defendant waives the administrative hearing
Reason: refusal/ no priors

Please let me know if your client accept this offer or rejects it. If he/she accepts, it is very possible to find a different date in which I can get you in and out quicker.

Thank you, Paul

Paul R. Thurmond
THURMOND KIRCHNER TIMBES & YELVERTON, P.A.
15 Mid-Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
Phone: 843.937.8000
Fax: 843.937.4200
Email: pthurmond@tktylawfirm.com
Web: www.tktylawfirm.com

CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

-----Original Message-----

From: Woodall, Beth [<mailto:bwoodall@northcharleston.org>]
Sent: Thursday, February 02, 2012 4:59 PM
To: Chris Murphy
Cc: Paul Thurmond
Subject: State of SC vs. Jennifer Yniesta Rule 5

Hi Chris,

Enclosed please find via pdf Rule 5 discovery materials in the above-referenced matter. I have requested the roadside mobile vision (not sure any exists) and will provide that to you under separate cover.

Thank you,

Beth Woodall
Legal Assistant

-----Original Message-----

From: WorkCentre 7345 [<mailto:scans@xerox.com>]
Sent: Thursday, February 02, 2012 5:44 PM
To: Woodall, Beth
Subject: Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Number of Images: 15
Attachment File Type: PDF

Device Name: WorkCentre 7345
Device Location:

For more information on Xerox products and solutions, please visit <http://www.xerox.com/>

DEFENDANT'S HEARING EXHIBIT 2

Thurmond Statement of Economic Interest

Identified on page 37 and moved into evidence
on page 38 of hearing transcript

Discussed at Hrg. Tr. p. 222:18–223:11

SC.GOV - SC State Ethics Commission: Public Disclosure and Accountability Reporting

Individual Reports

Statement of Economic Interests

Statement of Economic Interests Report

Name: Paul R Thurmond
 Year: 2012
 Filing Date: 3/28/2012
 Version: Original



Demographic Information

Name	Address	Phone	County
Paul R Thurmond	601 White Chapel Circle Charleston, SC 29411	843.756.8700	Charleston

Positions

Position/Title	Entity	Type	Term of Office	Date Filed
Senator	Senate	Candidate	1/2013 - 12/2016	3/2012

Income and Benefits

Source	Type	Amount / Value	Method/Source
City of North Charleston	Salary	\$68,000.00	Personal Income

Registered Business Associations

*** Filer does not have any registered business items to disclose. ***

Real or Personal Property Interests

*** Filer does not have any property interest items to disclose. ***

Real or Personal Property Interests II

*** Filer does not have any sold, leased, or rented property interest items to disclose. ***

Business Interests

Name of Business	Relationship
Thurmond Kirchner Tobias and Yehoshua, P.A.	Partner

Creditors

*** Filer does not have any creditor items to disclose. ***

Lobbyist/Lobbyist's Principal

*** Filer does not have any lobbyist/lobbyist's principal items to disclose. ***

Government Contracts

*** Filer does not have any government contract items to disclose. ***

Gifts

*** Filer does not have any gift items to disclose. ***

Travel Reimbursement

*** Filer does not have any travel items to disclose. ***

General Assembly

*** Filer does not have any general assembly items to disclose. ***



DEFENDANT'S HEARING EXHIBIT 3

Thurmond Statement of Intention of Candidacy

Identified and moved into evidence
on page 38 of hearing transcript

Discussed at Hrg. Tr. p. 223:9-224:5

Statement of Intention of Candidacy - Partisan

- This form must be completed by a candidate seeking partisan office.
- A Statement of Intention of Candidacy must be filed with each party the candidate wishes to be the nominee.
- The S.C. Constitution prohibits a person who has been convicted of a felony from filing for public office for 15 years after the completion of the sentence, including probation and parole time, unless previously pardoned.

Name	Paul Thurmond			Party	Republican		
Office	South Carolina State Senate			District	41		
Primary or Convention	Primary		Election Date	6-12-12			
Address	601 White Chapel Cir.	City	Charleston	Zip	29412		
Email Address	pthurmond@tetylawfirm.com						
Telephone	Cell	602-425-4040	Home	843-745-8700	Work	843-437-8000	
Voter Registration Number							
Guidelines for a Candidate's Name to appear on the ballot: ▪ A given name or a derivative may be used ▪ The name will not contain quotations, parentheses, or other distinguishing marks ▪ Nicknames are allowed if they are used in good faith for honest purposes and do not: ▪ Imply professional or social status ▪ Include an office or military rank ▪ Exceed 15 letters							
Name as you wish it to appear on ballot (please print)		PAUL THURMOND					
Audio Ballot - Phonetically spell your name, if necessary		Example Jackson Gervais: Juh-VAY					

Candidate's Oath I affirm that I meet, or will meet by the time of the general or special election, the qualifications for this office.	
Candidate's Signature	

Completed by County Party			
Date Received	3/28/12	Time Received	12:33
Received By			
County Political Party	Chas Co. GOP		

Completed by State Party			
Date Received		Time Received	
Received By			
State Political Party			

SEE PAGE 1210-0001

SOUTH CAROLINA
ELECTION COMMISSION

NOTICE OF CANDIDACY AND PLEDGE

STATE OF SOUTH CAROLINA
COUNTY OF Charleston

(SC-41)

I hereby file my notice as a candidate for the nomination as SC State Senator in the primary election to be held on June 12, 2012. I affiliate with the Republican Party, and I hereby pledge myself to abide by the results of said primary and I authorize the issuance of an injunction upon ex parte application by the party chairman, as provided by law, should I violate this pledge of offering or campaigning in the ensuing general election for election to this office or any other office for which a nominee has been elected in said primary election, unless the nominee for any such office has become deceased or otherwise disqualified for election in said ensuing general election.

Paul Thurmond

Print Name

843-937-8000 (c) 843

Office Telephone

425-4646

601 White Chapel Cir.

Address

Paul R. Thurmond

Signature

Charleston, SC 29412

City

Zip

3-28-12

Date

843-795-8700

Home Telephone

The notice of candidacy required by this section to be filed by a candidate in a primary must be signed personally by the candidate, and such signature of the candidate must be signed in the presence of the county chairman or such other officer as may be named by the county committee with whom such candidate is filing, or a candidate must have his signature on the notice of the candidacy of any candidate signed by an agent on behalf of a candidate shall not be valid.

NOTE: The county chairman shall retain the original, a copy shall be given to the candidate and a copy shall be mailed to State Republican Party Headquarters.

South Carolina Republican Party
1915 Marion Street
Columbia, SC 29201
Phone: (803) 968-8440

Current as of February 17, 2012

PAUL R THURGOOD 04-03
501 WHITE CHAPEL CTR (B40) 795-5750
CHARLESTON, SC 29412

4242

03-03-03 11
000

3-28-17

DATE

PAY TO THE ORDER OF Charleston County Republican Party \$ 416.00
Four hundred sixteen and 00/100 DOLLARS

Bank of America

ACH PAY DEPOSIT

Wealth Management Banking

Mark R. [Signature]

00539044830 00076830086404242

DEFENDANT'S HEARING EXHIBIT 4

Email dated May 4, 2012 from Jesse Kirchner attaching
Memorandum addressing Anderson opinion

Identified on page 40 and moved into evidence
on page 41 of hearing transcript

Discussed at Hrg. Tr. p. 225:14–227:8

Paul Thurmond

From: Jesse Kirchner
Sent: Friday, May 04, 2012 8:53 AM
To: edlinb@comcast.net
Cc: Paul Thurmond
Subject: Thurmond
Attachments: MEMORANDUM.pdf; City Attorney.pdf

Importance: High

Lin,

See attached.

Best regards,

Jesse

Jesse A. Kirchner
Thurmond Kirchner Timbes & Yelverton, P.A.
15 Middle Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
phone: 843.937.8000
direct dial: 843.266.9944
fax: 843.937.4200
email: jkirchner@tktylawfirm.com
web: www.tktylawfirm.com



CONFIDENTIALITY NOTICE: This electronic mail transmission has been sent by an attorney. It may contain information that is confidential, privileged, proprietary or otherwise legally exempt from disclosure. If you are not the intended recipient, you are hereby notified that you are not authorized to read, print, retain, copy, or disseminate this message, or any part of it, or any attachments. If you have received this message in error, please delete this message and any attachments from your system without reading the content and notify the sender immediately of the inadvertent transmission. There is no intent on the part of the sender to waive any privilege, including the attorney-client privilege, that may attach to this communication. Thank you for your cooperation.

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

MEMORANDUM

This Memorandum addresses the recent Supreme Court decision in Michael Anderson and Robert Barger v. South Carolina Election Commission, et al., Opinion No. 27120, relative to the candidacy of Paul R. Thurmond for Senate District 41.

In the Anderson opinion, the Supreme Court interpreted S.C. Code Ann §8-13-1356 concerning the requirements for candidates for public office to file a statement of economic interest. Notably, the first subsection of this statute sets forth an exemption. "This section does not apply to a public official who has a current disclosure statement on file with the appropriate supervisory office pursuant to Sections 8-13-1110 or 8-13-1140," S.C. Code Ann. §8-13-1356(A) (emphasis added). The referenced code section identifies persons who must file statement of economic interests. Included in the list are "public officials." S.C. Code Ann. §8-13-1110(B)(10). This chapter goes on to define public official as "an elected or appointed official of the State, a county, a municipality or a political subdivision thereof" S.C. Code Ann. §8-13-1300(28).

Thurmond is presently, and was at the time of filing his Statement of Intention of Candidacy (SIC), an appointed prosecutor for the City of North Charleston and disclosed such on his Statement of Economic Interest (SEI) filed with the State Ethics Commission. As such, Thurmond falls squarely within the statutory definition of a "public official." In fact, in determining that a city attorney for Aiken was a "public official," Attorney General Henry McMaster wrote that, "[a] critical factor in this determination is whether the city attorney prosecutes criminal cases in municipal court. As this Office noted in an opinion dated February 22, 1982, '[w]hether one acts as a prosecutor in a case tried before a jury or whether one represents the State in receiving a plea of guilty,

undoubtedly there is an exercise of a portion of the sovereignty of the State. . .” Attorney General Opinion dated September 8, 2003 (copy attached hereto). In his role as an appointed city prosecutor, Thurmond prosecutes criminal cases in municipal court, tries criminal cases before a jury, and has the authority of the State to receive a guilty plea from a criminal defendant. There can be no doubt that Thurmond is a public official.

Because Thurmond is a public official, the only remaining issue to consider is whether he had a current disclosure statement on file with the appropriate supervisory office (the State Ethics Commission). Prior to filing his SIC, Thurmond had filed with the State Ethics Commission a Statement of Economic Interest (SEI). Indeed, Thurmond's SEI was filed with the State Ethics Commission on or before March 28, 2012. The prior filing of his SEI plainly satisfies the second prong of the test, bringing Thurmond squarely within the statutory exemption. As such, the Anderson opinion solidifies Thurmond's proper candidacy.

CONCLUSION

Based on the foregoing, Thurmond is a public official who had a current disclosure statement on file prior to filing his SIC, and he squarely falls within the statutory exemption contained in S.C. Code Ann. §8-13-1356(A). The Anderson opinion holds that, “the names of any non-exempt individuals who did not file with the appropriate political party an SEI simultaneously with an SIC were improperly placed on the party primary ballots and must be removed.” Because Thurmond is an exempt individual as set forth above, his name shall not be removed from the primary ballot for Senate District 41.

7615 Library



The State of South Carolina
OFFICE OF THE ATTORNEY GENERAL

HENRY McMASTER
ATTORNEY GENERAL

September 8, 2003

Gary H. Smith, III, Esquire
Aiken City Attorney
Post Office Box 519
Aiken, South Carolina 29802

Dear Mr. Smith:

You have requested an opinion of this Office concerning dual office holding. Indicated in your letter is that you currently serve the City of Aiken in the position of city attorney, which is created by Section 2-281 et seq., of the Aiken City Code. Your letter provides a summary of your duties as city attorney as follows:

I am an attorney in private practice with the law firm of Smith, Massey & Brodie, P.A. In my capacity as city attorney for the City of Aiken, I am not a member of City Council. I have no authority and cannot vote on matters before Council. I serve at the Council's discretion and can be terminated by Council upon a majority vote of Council. I have a month to month contractual arrangement with Council and they are able to terminate me at will. I serve as an advisor to City Council on legal issues that they might face from time to time. In essence, I am an employee of city council. I do not think the city attorney position qualifies as office holding. . . As city attorney, I do not prosecute criminal cases on behalf of the city. This function is fulfilled by the city solicitor who is a full-time city employee.

Furthermore, you indicate that you are being considered by the Governor's Office for service as a member of the Aiken County Commission on Higher Education. Your question is whether an individual who serves simultaneously as Aiken City Attorney and a member of the Aiken County Commission on Higher Education would violate the constitutional prohibition on dual office holding.

Law / Analysis

Article XVII, Section 1A of the South Carolina Constitution provides that "no person may hold two offices of honor or profit at the same time ..." with exceptions specified for an officer of the militia, member of a lawfully and regularly organized fire department, constable, or notary public. For this provision to be contravened, a person concurrently must hold two offices which

Mr. Smith
Page 2
September 8, 2003

have duties involving an exercise of some portion of the sovereign power of the State. Sanders v. Balne, 78 S.C. 171, 58 S.E. 762 (1907). "One who is charged by law with duties involving an exercise of some part of the sovereign power, either small or great, in the performance of which the public is concerned, and which are continuing and not occasional or intermittent, is a public officer. Conversely, one who merely performs the duties required of him by persons employing him under an express contract or otherwise, though such persons be themselves public officers, and though the employment be in or about a public work or business, is a mere employee." Id., 78 S.C. at 174. Other relevant considerations involved in a determination of whether a particular position constitutes an office are whether statutes, or other such authority, establish the position, prescribe its duties or salary, or require qualifications or an oath for the position. State v. Crenshaw, 274 S.C. 475, 266 S.E.2d 61 (1980).

As noted in your request letter, this Office has concluded in an opinion dated October 14, 1994 that a member of the Aiken County Commission for Higher Education would be considered an officer for dual office holding purposes. There, we concluded that the duties of a Commissioner of Higher Education involve an exercise of a portion of the sovereign power of the State. We have also reached the same conclusion with respect to the Spartanburg County Commission for Higher Education (see Op. S.C. Att'y. Gen., dated March 27, 1992). Therefore, the question becomes whether a city attorney for Aiken would likewise be considered an office holder. If so, to simultaneously occupy both positions would contravene the dual office holding provision of the South Carolina Constitution.

This Office has reached varying conclusions with respect to the position of city attorney, depending upon the particular circumstances. See, Op. S.C. Att'y. Gen., dated January 27, 2000. "Whether or not the position of city attorney is an office would depend on how the position is created and the duties prescribed. If the duties prescribed make the position an 'office' rather than mere employment, it would be violative of the dual office holding prohibitions for one individual to hold the office of city attorney and another office." Op. S.C. Att'y. Gen., September 14, 1998. A critical factor in this determination is whether the city attorney prosecutes criminal cases in municipal court. As this Office noted in an opinion dated February 22, 1982, "[w]hether one acts as a prosecutor in a case tried before a jury or whether one represents the State in receiving a plea of guilty, undoubtedly there is an exercise of a portion of the sovereignty of the State. . ." In addition, our conclusion in a given instance has turned upon whether the municipal attorney is retained on an independent contractor basis or is appointed. See, S.C. Att'y. Gen., September 14, 1998.

The position of city attorney for the City of Aiken is established by Aiken municipal ordinance Sec. 2-281 et seq. Section 2-281 provides that "[t]he city attorney and city solicitor shall be appointed by, serve at the pleasure of, and be subject to removal by the city council." Such section further specifies that "[t]he city council, in its discretion, may appoint one person to serve as the city attorney/city solicitor, and in the event of such appointment, it shall be considered one position or office." Section 2-282 specifies that the person who is appointed as city attorney shall

Mr. Smith
Page 3
September 8, 2003

be a member in good standing in the bar of the State "at the time of his appointment and throughout his term of office."

Section 2-284 creates the Department of Legal Services for the City of Aiken. Such Department is "headed by the city attorney who shall also serve as the director of the department." The city attorney is responsible to the city manager for the operations of the department and the city solicitor reports to and is subject to the direction of the city attorney. Id. Other personnel which make up the Department of Legal Services are also answerable to the city attorney.

The duties of the city attorney are enumerated in Section 2-285 of the City Code. Such duties and authority are provided as follows:

- (1) The city attorney shall be the chief legal advisor to the city council and all offices, departments, boards, commissions and agencies of the city and all officers and employees of the city in matters relating to their official powers and duties, and in that capacity may communicate directly with the council and those offices, departments, boards, commissions, agencies, officers and employees.
- (2) The city attorney shall advise the city council, its committees, the city manager or any other city officer upon all legal questions arising in the conduct of city business.
- (3) The city attorney shall prepare and revise ordinances when so requested by any member of the city council, any committee thereof or the city manager.
- (4) The city attorney shall prepare, for execution, contracts and other written instruments to which the city is a party and shall approve, as to form, all bonds required to be submitted to the city.
- (5) The city attorney shall enter appearances for the city in all actions, cases and special proceedings. The city attorney shall conduct all suits and other proceedings before all courts in which the city is, or shall be, a party. This subsection shall not apply to prosecutions handled by the city solicitor. The city attorney may elect not to enter appearances in suits and proceedings in which the city is represented by outside counsel employed or retained by an insurer of the city or by the city, or in which he determines there is a conflict of interest.
- (6) The city attorney shall make recommendations to the city manager and city council on retaining outside legal counsel on specified matters. The retaining

Mr. Smith
Page 4
September 8, 2003

of counsel where the estimated cost does not exceed \$1,000 may be approved by the city manager.

- (7) A city officer or employee who is being sued civilly for action taken in good faith in the course of his official duties may be represented by the city attorney if there is no conflict of interest as determined by the city attorney.
- (8) With the approval of the city manager, he may settle claims against the city for an amount of \$1,000.00 or less.
- (9) The city attorney may assign any of the duties provided in this division to another attorney retained or employed by the city.
- (10) The city attorney shall perform such other duties as are prescribed by ordinance or state law or directed by the city council or the city manager.

Section 2-286 further provides that "[t]he city solicitor shall prosecute and represent the city in all criminal and related proceedings in municipal court and appeals therefrom."

The foregoing duties of the city attorney are extensive. While it is true that the city attorney does not prosecute criminal cases on behalf of the City of Aiken on a day-to-day basis, it is evident that the city solicitor is "subject to the direction of the city attorney." Thus, the city attorney is designated by the county ordinance as the ultimate decision-making authority in the prosecution of cases by the City. Nothing prohibits the city attorney from actually prosecuting a case if he sees fit, and, in any event, as supervisor, he exercises prosecutorial discretion. Accordingly, we deem this ultimate decision-making authority to constitute the exercise of sovereign power for purposes of dual office holding.

Moreover, other authority afforded the city attorney by the enabling ordinance represents the exercise of sovereign power. The city attorney is authorized by Section 2-285(5) to "conduct all suits and other proceedings before all courts in which the city is, or shall be a party." Such broad discretion to handle cases and legal actions in which the City is a party is, in our opinion, the exercise of sovereign power by the city attorney. Furthermore, the city attorney, pursuant to Section 2-285(7), makes the determination of whether to represent a city officer or employee sued civilly if the city attorney determines such officer or employee acted in good faith. Such discretion afforded the city attorney is a further indicia of holding an office.

This Office has drawn a distinction between those city attorneys who are, in essence, retained attorneys and who thus are independent contractors and those whose position is created by law and who are appointed. Compare Op. S.C. Att. Gen., January 27, 2000 with Op. S.C. Att. Gen., January 12, 1979. In the latter opinion, we noted that § 5-7-230 provides that "a city council may elect or appoint a municipal attorney ... whose duties shall be prescribed by law." There, we stated

Mr. Smith
Page 3
September 8, 2003

that "[b]ased on this statute, our Office has concluded that the position of municipal or city attorney is an office within the prohibition of Article XVII, § 1A. 1977 Ops. Att'y Gen. No. 77-137, p. 114; 63 Am.Jur.2d, Public Officers and Employees, Sections 1-33." Likewise, in this instance, the Aiken city attorney is appointed by, serves at the pleasure of, and is subject to the removal of county council. Pursuant to § 2-283, the city attorney receives "a salary ... established by the city council."

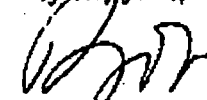
You have referenced an opinion dated September 14, 1998 in support of your view that the Aiken city attorney position is one of employment rather than an office. In that opinion, however, the Greenwood city attorney "was appointed on a contractual basis to provide legal guidance and represent the City in legal matters." The Greenwood city attorney was "provided a retainer and receives hourly compensation for civil litigation."

The key difference is that in this instance the Aiken ordinance specifies that the Aiken city attorney serves as the head of the department of legal services and as director of the department. The city attorney not only directs the work of the city solicitor, who serves as city prosecutor, but the remainder of the department of legal services staff as well. Moreover, the city attorney possesses other powers and duties, discussed above, which constitute indicia of sovereign powers. Rather than an independent contractor or city employee, it appears to us that the Aiken city attorney is a city officer. Moreover, there is no mention in the portion of the ordinance that we have been provided that the city attorney is "retained" or "employed" by the city council. Instead, the city attorney "serve[s] at the pleasure of, and [is] subject to removal by the city council." Further, § 2-281 makes reference to the term "position or office." Finally, county council itself has recognized in the enabling ordinance creating the position of city attorney that the city attorney must be a member in good standing of the state Bar "throughout his term of office." Such would constitute a recognition by County Council that the position of city attorney constitutes an office. In our view, the terms of the ordinance itself would be controlling.

Conclusion

Based upon the foregoing, it is our opinion that the Aiken city attorney holds an office for dual office holding purposes. While, admittedly, previous opinions of this Office have reached varying conclusions concerning the position of city attorney in particular jurisdictions, the particular facts in those instances are controlling. We believe the better reasoning here is that the position of Aiken City attorney constitutes an office for dual office holding purposes.

Very truly yours,



Robert D. Cook
Assistant Deputy Attorney General

RDC/an

DEFENDANT'S HEARING EXHIBIT 5

Email dated May 4, 2012 from Jesse Kirchner attaching
Memorandum addressing Anderson opinion

Identified on page 40 and moved into evidence
on page 41 of hearing transcript

Discussed at Hrg. Tr. p. 225:14-227:8

North Charleston, South Carolina, Code of Ordinances >> - CODE OF ORDINANCES >> Chapter 2 -
ADMINISTRATION >> ARTICLE III. - OFFICERS AND EMPLOYEES >> DIVISION 5. - LEGAL COUNSEL
>>

DIVISION 5. - LEGAL COUNSEL ⁽⁵⁾

Sec. 2-151. - Appointment, duties, compensation, terms and designation of chief legal counsel.

Secs. 2-152—2-160. - Reserved.

Sec. 2-151. - Appointment, duties, compensation, terms and designation of chief legal counsel.

- (a) City council shall appoint or contract with an attorney or attorneys at law, or a law firm, to represent the city as legal counsel. It shall be the responsibility of legal counsel to advise city officials and employees, to represent the city in law suits filed against the city and to do such other work for the city as may be required from time to time. The compensation and other terms of representation shall be determined by the city council. From the legal counsel hired, appointed or contracted as provided in this section, council shall designate an attorney or law firm who shall be chief legal counsel.
- (b) Chief legal counsel shall have authority to retain, appoint or hire as an independent contractor such additional attorneys or co-counsel, as well as legal support personnel, as may be required to provide adequate and effective legal representation, subject to the limits of budgeted funds and any contrary direction of city council. Any such additional attorneys, co-counsel or legal support personnel shall perform their functions under the direction and management of the chief legal counsel.
- (c) The city may also be represented from time to time by attorneys provided by the city's insurance carriers. In such cases, legal counsel for the city may nevertheless monitor, participate in and follow the progress of such cases to insure overall coordination of the city's legal positions.

(Ord. No. 1995-30, 8-10-95)

Secs. 2-152—2-160. - Reserved.

FOOTNOTE(S):

⁽⁵⁾ **Editor's note**—Ordinance No. 1995-30, adopted August 10, 1995, repealed Ch. 2, Art. III, Div. 5, §§ 2-151—2-155 and added a new § 2-151 to read as herein set out. Former Div. 5 pertained to similar subject matter and derived from Ord. No. 1994-7, adopted April 14, 1994 and Ord. No. 1994-28, adopted September 22, 1994. (Back)

⁽⁶⁾ **Cross reference**— Parks and recreation, Ch. 14, streets, sidewalks and public places, Ch. 17, subdivision regulations, Ch. 18, zoning regulations, App. A. (Back)

⁽⁷⁾ **State Law reference**— Municipal attorney, S.C. Code 1976, § 5-7-230. (Back)

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Case No. 2012-CP-10-3737

RECEIVED

SEP 17 2012

S.C. Supreme Court

George Tempel,.....Appellant/Respondent,

v.

South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training); South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); Dorchester County Republican Party (Carroll S. Duncan, Chairman); Dorchester County Board of Elections (Joshua Dickard, as Executive Director); and Paul Thurmond,..... Defendants,

of whom South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); and Dorchester County Republican Party (Carroll S. Duncan, Chairman) are..... Respondents,

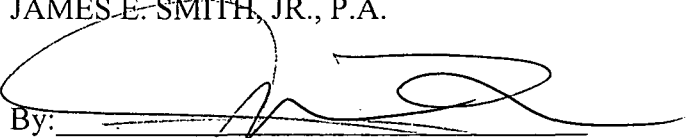
and South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training) and Paul Thurmond are..... Respondents/Appellants.

CERTIFICATE OF COUNSEL

The undersigned hereby certifies that this Addendum to the Record on Appeal complies with Rule 210, SCACR and adds to the Record on Appeal copies of the trial exhibits originally omitted by the undersigned.

RESPECTFULLY SUBMITTED,

JAMES E. SMITH, JR., P.A.

By: 

James E. Smith, Jr. (SC Bar No, 8733)

James@JamesSmithPA.com

1422 Laurel Street

Columbia, South Carolina 29201

(803) 933-9800

ATTORNEYS FOR APPELLANT

GEORGE TEMPEL

September 17, 2012
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Case No. 2012-CP-10-3737

RECEIVED

SEP 17 2012

S.C. Supreme Court

George Tempel,.....Appellant/Respondent,

v.

South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training); South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); Dorchester County Republican Party (Carroll S. Duncan, Chairman); Dorchester County Board of Elections (Joshua Dikard as Executive Director); and Paul Thurmond,..... Defendants,

Of Whom South Carolina Republican Party (Matt Moore, as Executive Director, and Chad Connolly, as Chairman); Charleston County Republican Party (Lin Bennett, as Chairman); Charleston County Board of Elections and Voter Registration (Joseph L. Debney, as Director, and Dan Martin, as Chairman); Dorchester County Republican Party (Carroll S. Duncan, Chairman) are..... Respondents,

and South Carolina State Election Commission (Marci Andino, as Executive Director, and Chris Whitmire, as Director of Public Information and Training) and Paul Thurmond are..... Respondents/Appellants,

PROOF OF SERVICE

I, Laura Diaz, do hereby certify that I have this date served (1) copy of the Addendum to the Record on Appeal upon the following counsel by first class US Mail to the addresses as follows:

Samuel W. Howell, IV, Esquire
Howell Linkous & Nettles, LLC
106 Broad Street
Charleston, South Carolina 29401
samhowell@bond-law.com

Michael A. Timbes, Esquire
Matthew E. Yelverton, Esquire
Thurmond Kirchner
15 Middle Atlantic Wharf, Suite 101
Charleston, South Carolina 29401
mtimbes@tktylawfirm.com

Attorneys for Charleston County Board
of Elections and Voter Registration

Robert Bolchoz, Esquire
Robert Bolchoz, LLC
P.O. Box 6989
Columbia, South Carolina 29260
robert@bolchoz.com

Butch Bowers, Esquire
Womble Carlyle Sandrige & Rice
1727 Hampton Street
Columbia, South Carolina 29201
butch.bowers@wcsr.com

Attorneys for Defendant South Carolina
Republican Party (Matt Moore as
Executive Director and Chad Connolly,
As Chairman) and Defendant Charleston
County Republican Party (Lin Bennett, as
Chairman) and Dorchester County Republican
Party (Carroll S. Duncan, Chairman)

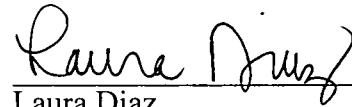
myelverton@tktylawfirm.com

Tanya A. Gee, Esquire
Nexsen Pruet
1230 Main Street, Suite 700
Columbia, South Carolina 29201
tgee@nexsenpruet.com

Attorneys for Defendant Paul Thurmond

M. Elizabeth Crum, Esquire
McNair Law Firm, P.A.
Post Office 11390
Columbia, South Carolina 29211
lcrum@mcnair.net

Attorney for South Carolina State
Election Commission



Laura Diaz
James E. Smith, Jr., P.A.
1422 Laurel Street
Columbia, South Carolina 29201
803-933-9800

September 17, 2012
Columbia, South Carolina