

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Horry County
Court of Common Pleas
The Honorable Clifton Newman, Presiding Judge

Appellate Case No.: 2015-001398
Civil Action No.: 2010-CP-26-10848

PAUL CURRY,

APPELLANT,

V.

TOWN OF ATLANTIC BEACH,

RESPONDENT.

**MOTION FOR WITHDRAW AS COUNSEL
TO THE TOWN OF ATLANTIC BEACH**

Counsel for the Town of Atlantic Beach respectfully moves to withdraw as counsel to the Town of Atlantic Beach.

In support of this petition, counsel shows:

1. The petition of the Initial Brief of Appellant was filed on October 15, 2015.
2. The undersigned Counsel filed the Initial Brief the Respondent February 11, 2016.
3. The designated Record of Appeal is due on April 11, 2016 and thereafter, all final briefs are due within 20 days.
4. The Respondent Town of Atlantic Beach has failed to abide by the terms of written Engagement Agreement despite due demand.

RECEIVED

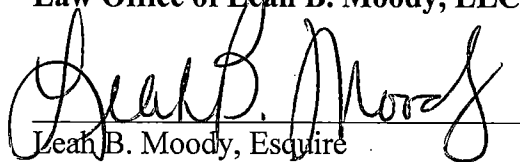
APR 11 2016

SC Court of Appeals

5. The Respondent Town failed to fulfill its obligation to undersigned Counsel for professional services rendered in this matter despite having been given reasonable warnings of the undersigned Counsel's Motion for Withdrawal.
6. Further, the undersigned Counsel cannot effectively communicate or represent the Town in this matter.
7. Without disclosing confidential attorney-client communications, the undersigned Counsel can, upon the Court's request, provide a sealed affidavit.
8. The undersigned Counsel would ask that all appeal timelines be stayed pursuant to Rule 240(b) of the South Carolina Court of Appeals Rules of Procedure.

For the above-stated reasons, the undersigned Counsel for the Respondent makes this Motion for Withdrawal as Counsel for the Respondent in this matter.

Respectfully submitted,
Law Office of Leah B. Moody, LLC

A handwritten signature in cursive script, appearing to read "Leah B. Moody", is written over a horizontal line.

Leah B. Moody, Esquire
235 E. Main Street, Suite 115
Post Office Box 1015
Rock Hill, South Carolina 29731

Attorney for Respondent

April 7, 2016
Rock Hill, S.C.

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County
The Honorable Clifton Newman, Circuit Court Judge

RECEIVED

APR 11 2016

SC Court of Appeals

PAUL CURRY,

APPELLANT,

V.

TOWN OF ATLANTIC BEACH,

RESPONDENT.

APPELLATE CASE NO.: 2015-001398

CERTIFICATE OF SERVICE

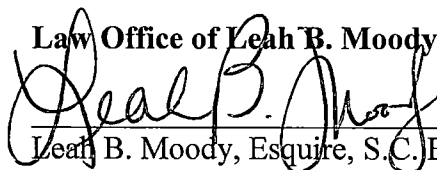
The undersigned attorney hereby certifies that a true copy of the Motion for Withdrawal in the above referenced case has been served upon via paid postage U.S. Mail:

Certified Return Receipt U.S. Mail: Benjamin Quattlebaum, Town Manager
Town of Atlantic Beach
Post Office Box 5285
North Myrtle Beach, SC 29597

Regular U.S. Mail: Randall K. Mullins, Esquire,
Mullins Law Firm, P.A.,
1312 Madison Drive,
North Myrtle Beach, SC 29582

This 7th day of April, 2016.

Law Office of Leah B. Moody, LLC



Leah B. Moody, Esquire, S.C. Bar #12141
235 East Main Street, Suite 115
Rock Hill, South Carolina 29730
Telephone: (803) 327-4192
Facsimile: (803)329-1344
lbmatty@comporium.net

Law Office of Leah B. Moody, LLC

Leah B. Moody
lbmatty@comporium.net

235 East Main Street, Suite 115
Post Office Box 1015 (29731)
Rock Hill, South Carolina 29730
Telephone (803) 327-4192
Facsimile (803) 329-1344

RECEIVED

APR 11 2016

SC Court of Appeals

April 7, 2016

Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Re: Paul Curry v. Town of Atlantic Beach
Appellate Case No.: 2015-001398

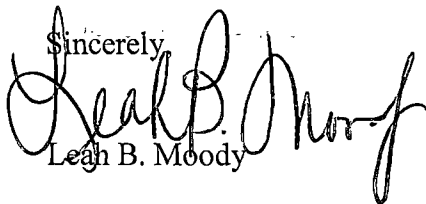
Dear Ms. Kitchings:

Please find enclosed my **Motion for Withdrawal as Counsel** in the above-referenced case. This is my second request for an extension in this case. Also, please find enclosed a check for \$25.00.

By copy of this letter and motion, I am serving the Town of Atlantic Beach and the Appellant Counsel, Randall K. Mullins.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Leah B. Moody

Enclosures

Cc: Benjamin Quattlebaum, Town Manager, Town of Atlantic Beach
Randall Mullins, Attorney for Appellant

LAW OFFICE OF LEAH B. MOODY, LLC
235 E MAIN ST STE 115
ROCK HILL SC 29730



\$0.705
US POSTAGE
FIRST-CLASS
FROM 29730
APR 07 2016
stamps.com



062S0007479892



The Honorable Jenny Abbott Kitchings
South Carolina Court Of Appeals Clerk Of
PO Box 11629
Columbia SC 29211-1629

RECEIVED
APR 11 2016
SC Court of Appeals