



Daniel M Bradley
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RECEIVED

NOV 03 2016

SC Court of Appeals

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November 1, 2016

VIA US MAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

RE: Appellate Case No. 2016-002024
Notice of Motion & Motion to Be Relieved as Counsel

Dear Ms. Kitchings:

Enclosed for filing in the above referenced matter are the following:

- 1) Notice of Motion & Motion to be Relieved as Counsel for Appellant;
- 2) Proof of Service of the Motion on Appellant and all Counsel of Record; and
- 3) A filing fee of \$25.00

Sincerely yours,

Brent Greenberg

C.c.: Daniel M. Bradley
David Scot Lynd
Christopher T. Dorsel
David L. Morrison
Timothy A. Domin

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

NOV 03 2016

SC Court of Appeals

Kristi Lea Harrington, Presiding Circuit Court Judge

Docket No.:
2016-002024

David Scot Lynd,

Appellant,

v.

Isle of Palms, Dawn Caldwell, individually
and in her capacity as an officer of the
Isle of Palms Police Department, and
South Carolina Law Enforcement Division,

Respondents.

NOTICE OF MOTION TO BE RELIEVED AS COUNSEL

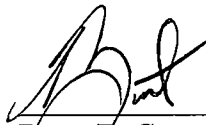
PLEASE TAKE NOTICE THAT Appellant's counsel, the Daniel M. Bradley Law Firm, LLC and Brent B. Greenberg, Esquire (hereinafter referred to as "Appellant's Counsel"), pursuant to Rule 11(b) of the South Carolina Rules of Civil Procedure, and Appellate Court Rule 264 hereby moves before the South Carolina Court of Appeals within ten (10) days of the date of this Motion, or as soon as counsel may be heard, for an Order to be Relieved as Counsel for the Appellant David Scot Lynd.

Counsel moves for relief of counsel on the following grounds: based on the unreasonableness of the client, his refusal to listen or otherwise follow Counsel's advice, Defendant's abusive communications with counsel, refusal to retain our firm to perfect an appeal, and Defendant expressing a desire to fire counsel, yet unwillingness to sign a Consent Order Relieving Counsel. The court should consider the timing of the motion, the inconvenience to the witnesses, the period of time elapsed between the date of the alleged offense and the trial, and the possibility that any new counsel will be confronted with the same conflict.

The undersigned hereby affirms in accordance with Rule 11 of the South Carolina Rules of Civil Procedure that he is not required to consult with opposing counsel prior to filing the instant Motion, and/or consultation could not be timely held and/or would serve no useful purpose.

Respectfully submitted,

November 1, 2016



Brent B. Greenberg, Esq. (SC Bar No. 100100)
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Mt. Pleasant, SC 29464
Tel: (843) 424-9817
Fax: (843) 654-1102
Attorney for Appellant Stanfield

Other Counsel of Record:
SENN LEGAL, LLC
Christopher T. Dorsel, Esq.
PO Box 12279
Charleston SC 29422
ATTORNEY FOR SLED

MORRISON LAW FIRM, LLC

David L. Morrison, Esq.

7453 Irmo Dr., Ste. B

Columbia, SC 29212

ATTORNEY FOR DAWN CALDWELL

CLAWSON & STAUBES, LLC

Timothy A. Domin, Esq.

126 Seven Farms Dr., Ste. 200

Charleston, SC 29492

ATTORNEY FOR ISLE OF PALMS

David Scot Lynd

2605 Rustown Dr.

Mesquite, TX 75150

APPELLANT

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
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Respondents.

PROOF OF SERVICE

I certify that I have served the Notice of Motion & Motion to be Relieved as Counsel on the Attorney for Respondent Isle of Palms (Timothy A. Domin), the Attorney for Respondent Dawn Caldwell (David L. Morrison), the Attorney for Respondent South Carolina Law Enforcement Division (Christopher T. Dorsel), and the Appellant David Scot Lynd by depositing a copy of it in the United States Mail, postage prepaid, on November 1, 2016, addressed to their respective attorneys of record as follows:

Respectfully submitted,

November 1, 2016



Brent B. Greenberg, Esq. (SC Bar No. 100100)
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Mt. Pleasant, SC 29464
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Fax: (843) 654-1102
Attorney for Appellant Stanfield

Other Counsel of Record:
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