

The South Carolina Court of Appeals

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.

Appellate Case No. 2016-002024

ORDER

On November 3, 2016, Brent B. Greenberg, Esquire, filed a motion to be relieved as counsel for Appellant and served Appellant with the motion. On November 8, 2016, this court sent Appellant a letter, giving him ten days from the date of the letter to file any return to the motion. On November 23, 2016, this court had received no return, and granted Mr. Greenberg's motion to be relieved. This court has now received Appellant's "Objection to Motion to Withdraw [and] Request to Rehear Motion to Withdraw." First, pursuant to Rule 240(i) of the South Carolina Rules of Appellate Procedure, this court does not act on "petitions for rehearing on a motion or petition unless the action of the court on the motion or petition has the effect of dismissing or finally deciding a party's appeal." Second, to the extent Appellant is seeking this court to appoint counsel to represent Appellant on appeal, that request is denied. *Ex parte Dibble*, 279 S.C. 592, 310 S.E.2d 440 (Ct. App. 1983) (holding there is no constitutional right to counsel in civil cases). This case will be held in abeyance for thirty days to allow Appellant time to obtain counsel. Appellant must notify this court and opposing counsel of the name and contact information for the new attorney within thirty days of the date of this order or this court will presume Appellant is proceeding pro se.


FOR THE COURT

FILED

January 20, 2017

Columbia, South Carolina

cc:

David Scot Lynd

Sandra J. Senn, Esquire

James Jordan Johnson, Esquire

Timothy Alan Domin, Esquire

David Leon Morrison, Esquire

Christopher Thomas Dorsel, Esquire