

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Honorable Ralph King Anderson, III, Chief Administrative Law Judge

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CASE NO. 14-ALJ-17-0158-CC  
APPELLATE CASE NO. 2015-001509

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**RECEIVED**

OCT 03 2017

**SC Court of Appeals**

DIRECTV, Inc. & Subsidiaries, .....Appellant,

v.

South Carolina Department of Revenue,.....Respondent.

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**Respondent's Motion to Substitute Counsel**

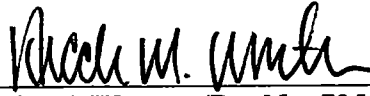
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Pursuant to Rules 240(d) and 264, SCACR, Respondent South Carolina Department of Revenue (Department) files this motion to substitute Jason P. Luther of the Department as its counsel of record in the above-captioned matter for Milton G. Kimpson. The Department, its current counsel, and its proposed counsel consent to this substitution of counsel.

This request is necessitated because Milton G. Kimpson recently accepted employment with another organization and no longer represents the Department in this matter. This substitution of counsel will not impact representation of the Department, prejudice either party in any manner, or delay this appeal. Counsel for the Appellant has consented to this Motion.

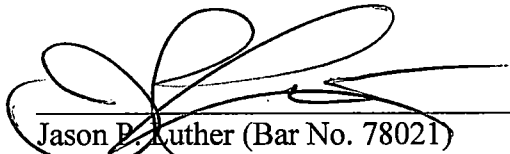
The Department respectfully requests that this Court grant the Motion to Substitute Counsel and that Mr. Kimpson be removed from all notices, letters, and other communications in this appeal.

Respectfully submitted,



Nicole M. Wooten (Bar No. 73594)  
Counsel for Litigation  
William J. Condon, Jr. (Bar No. 73632)  
Managing Counsel for Litigation  
P.O. Box 12265  
Columbia, SC 29211-9979  
Phone: 803-898-1826  
[Nicole.Wooten@dor.sc.gov](mailto:Nicole.Wooten@dor.sc.gov)  
[courtorders@dor.sc.gov](mailto:courtorders@dor.sc.gov)

*Current Attorneys for Respondent*



Jason P. Luther (Bar No. 78021)  
General Counsel for Litigation  
P.O. Box 12265  
Columbia, SC 29211-9979  
Phone: 803-898-5785  
[Jason.Luther@dor.sc.gov](mailto:Jason.Luther@dor.sc.gov)

*Proposed Attorney for Respondent*

October 4, 2017

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Honorable Ralph King Anderson, III, Chief Administrative Law Judge

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CASE NO. 14-ALJ-17-0158-CC  
Appellant Case No. 2015-001509

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DIRECTV, Inc. & Subsidiaries, .....Appellant,

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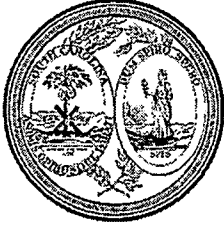
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**PROOF OF SERVICE**

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I, Jean M. O'Connor, hereby certify that I have caused to be mailed, a copy of the South Carolina Department of Revenue's Motion to Substitute Counsel regarding the above-referenced case, by depositing the same in the United States Mail, postage prepaid, on October 3, 2017, addressed to the attorneys of record, John. C. von Lehe, Jr., Esquire and Bryson M. Geer, Esquire, Nelson Mullins, PO Box 1806, Charleston, SC 29402, and by hand delivery to the Court of Appeals, 1205 Pendleton St., Columbia, SC 29201.

  
Jean M. O'Connor



STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE

300A Outlet Pointe Blvd., Columbia, South Carolina 29210  
P.O. Box 12265, Columbia, South Carolina 29211-9979

October 3, 2017

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

Re: DIRECTV, Inc. & Subsidiaries v. South Carolina Department of Revenue  
Appellate Case No. 2015-001509  
ALC Docket No. 14-ALJ-17-0185-CC

Dear Ms. Kitchings:

Enclosed please find the original and six copies of the Department's Motion to Substitute Counsel in the above-referenced matter. If you have any questions, please do not hesitate to contact me.

Yours truly,

OFFICE OF GENERAL COUNSEL FOR LITIGATION

A handwritten signature in black ink, appearing to read "Nicole M. Wooten".

Nicole M. Wooten  
Counsel for Litigation  
803-898-1826  
[Nicole.Wooten@dor.sc.gov](mailto:Nicole.Wooten@dor.sc.gov)

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SC Court of Appeals

Enclosures

cc: John C. von Lehe, Jr., Esq. and Bryson M. Geer, Esq.