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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Harold Raynor a/k/a Harold Reynor and Michael
Caldwell, Respondents,

v.

Charles C. Byers, John T. Bakhaus, Kurt Kasler, and
Kenneth Smith, Defendants,

Of Whom Charles C. Byers, John T. Bakhaus, and
Kenneth Smith are the Appellants.

Appellate Case No. 2016-000106

Appeal From Aiken County
Doyet A. Early, III, Circuit Court Judge

RECEIVED

JAN 22 2018

SC Court of Appeals

Opinion No. Op. 5527
Heard October 3, 2017-filed December 20, 2017

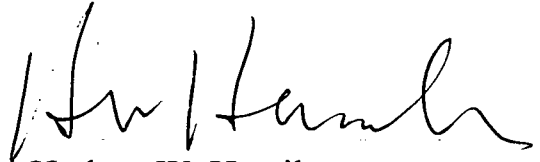
MOTION TO BE RELIEVED AS COUNSEL

Comes now Herbert W. Hamilton and the firm of Hamilton Martens LLC, Counsel for the Appellant Kenneth Smith who move for an Order of this Court relieving Hamilton and the Hamilton firm as counsel for the Appellant Smith. The motion is made on the grounds that as a result of significant health problems Hamilton has withdrawn from the private practice of law and has withdrawn from the Hamilton Martens firm of which he was a member and filed for medical disability.

On December 20, 2017 this Court issued its opinion in this case affirming the Trial Court. Due to counsel's medical issues Counsel respectfully requests that Hamilton and the Hamilton Martens firm be relieved as Smith's counsel and that the time for filing a motion to reconsider or a Petition for Certiorari be extended by 30 days to allow Appellant Smith to retain substitute counsel.

January 18, 2018

Respectfully Submitted

A handwritten signature in black ink, appearing to read "H. W. Hamilton". The signature is written in a cursive style with a large initial "H" and a long, sweeping tail.

Herbert W. Hamilton

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I hereby certify that I have caused a copy of a motion to be relieved as counsel to be deposited in the United States mail with postage prepaid and affixed thereto on January 18, 2018.

Mr. Spencer Andrew Syrett, Esquire
PO Box 7403
Columbia SC 29202-7403

Mr. Robert J. Harte, Esquire
Robert J. Harte, P. C.
2 Tupelo Court
Aiken SC 29801

Mr. Kevin Nicklaus Molony, Esquire
210 Newberry Street NW
Aiken SC 29801

January 18, 2018


Herbert W. Hamilton

Herbert W, Hamilton
650 Meadowbrook Lane
Rock Hill, South Carolina 29731
803-417-6052
Herb.hamilton47@gmail.com
January 18, 2018

V. Clair Allen, Deputy Clerk
South Carolina Court of Appeals
P. O. Box 11629
Columbia S.C. 29211

Re: Harold Raynor v. Charles Byers et.al.
Lower Court Case No. 2009CP0200706
Appellate Case No. 2016-000106

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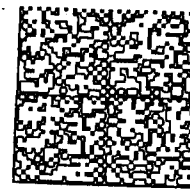
Dear Ms. Allen:

Enclosed herewith for filing is the original and 6 copies of a motion requesting an order relieving me as counsel for the Appellant Kenneth Smith and requesting an extension of time to allow the Appellant to retain substitute counsel. Also enclosed is a check in the amount of \$25 to cover the fee for filing the motion. By copy of this letter I am serving other counsel.

Please let me know if you need additional information.

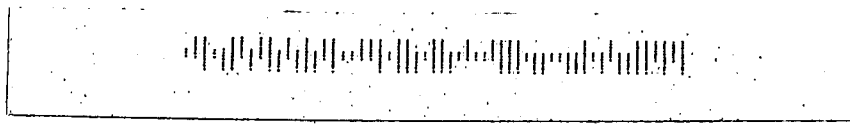
Yours very truly,


Herbert W. Hamilton



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 Mailed From 29730

US POSTAGE



Herbert W. Hamilton
 650 Meadowbrook Lane
 Rock Hill, SC 29731

V. Clair Allen, Deputy Clerk
 South Carolina Court of Appeals
 P.O. Box 11629
 Columbia, SC 29211

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