

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
In the Court of Common Pleas for the Ninth Circuit

J.C. Nicholson, Jr., Circuit Court Judge

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Appellate Case No. 2016-002326

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Shon Turner, as Personal Representative of the Estate of Charles  
Mikell, Deceased.....Respondent

v.

The Medical University of South Carolina.....Appellant

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MOTION OF ALISSA D. FLEMING, ESQ. TO BE RELIEVED AS COUNSEL

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M. Dawes Cooke, Jr., Esq.  
John W. Fletcher, Esq.  
Barnwell Whaley Patterson & Helms, LLC  
288 Meeting Street (29401)  
P. O. Drawer H  
Charleston, SC 29402  
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[jfletcher@barwnwell-whaley.com](mailto:jfletcher@barwnwell-whaley.com)  
*Attorneys for Appellant The Medical University  
of South Carolina*

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MAR 08 2018  
SC Court of Appeals

**Other Counsel of Record:**

Robert B. Ransom, Esq.  
Leventis & Ransom  
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Alex Apostolou, Esq.  
3443 Rivers Avenue  
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*Attorneys for Respondent Shon Turner, as  
Personal Representative of the Estate of  
Charles Mikell, Deceased*

AND NOW COMES Alissa D. Fleming, Esq., formerly of the law firm of Barnwell Whaley Patterson & Helms, LLC, pursuant to S.C.R.A.P., Rule 264, and moves this Court for an Order to be relieved as counsel for Appellant The Medical University of South Carolina:

As grounds therefor Movant states:

1. This appeal has not yet been scheduled for oral argument.
2. Appellant The Medical University of South Carolina is being represented in this lawsuit by several attorneys, all of whom have appeared as counsel in this appeal:
  - (a) M. Dawes Cooke, Jr. of the law firm of Barnwell Whaley Patterson & Helms, LLC;
  - (b) John W. Fletcher of the law firm of Barnwell Whaley Patterson & Helms, LLC; and
  - (c) Alissa D. Fleming, Esq., formerly of the law firm of Barnwell Whaley Patterson & Helms, LLC (the movant herein).
3. Since entering her appearance in this case, Attorney Fleming has left the employment of the law firm of Barnwell Whaley Patterson & Helms, LLC.
4. As a result, Appellant wishes to have Attorney Fleming withdraw as its counsel in this matter and to be represented by Attorneys Cooke and Fletcher, who are already counsel of record.
5. With the consent of the client, the undersigned's appearance as counsel will be withdrawn and representation of Appellant will continue uninterrupted through Attorneys Cooke and Fletcher, who are all admitted to practice before this Court and have appeared as counsel of record.
6. Attorneys Cooke and Fletcher are prepared to participate in oral argument on behalf of Appellant.
7. For the foregoing reasons, Alissa D. Fleming, Esq., formerly of the law firm of Barnwell Whaley Patterson & Helms, LLC, request that the Court enter an Order withdrawing

her appearance and striking her as counsel of record for Appellant in this case and removing her from all distribution lists.

8. Appellant has granted its informed consent to the relief requested herein.

9. This withdrawal of counsel will not cause any delay in this matter and will not prejudice Appellant or any other party to this lawsuit.

HAYNSWORTH SINKLER BOYD, P.A.

By: Alissa D. Fleming

Alissa D. Fleming, Esq.

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*Former Counsel for Appellant The Medical University of South Carolina*

BARNWELL WHALEY PATTERSON &  
HELMS, LLC

By: M. Dawes Cooke, Jr.

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John W. Fletcher, Esq.

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*Attorneys for Appellant The Medical University of South Carolina*

*for and  
with the  
consent of  
John  
Fletcher*

March 6, 2018

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v.

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PROOF OF SERVICE

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I certify that I have served the Motion of Alissa D. Fleming, Esq. to be Relieved as Counsel on the above-referenced Appellant by depositing a copy of it in the United States Mail, postage prepaid, on March 6, 2018, addressed to his attorneys of record:

Robert B. Ransom, Esq.  
Leventis & Ransom  
P.O. Box 11067  
Columbia, SC 29211  
(803) 765-2383  
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Alex Apostolou, Esq.  
3443 Rivers Avenue  
North Charleston, SC 29405  
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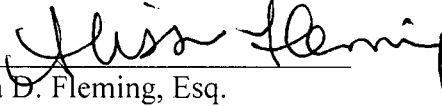
*Attorneys for Respondent Shon Turner, as Personal Representative of the  
Estate of Charles Mikell, Deceased*

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HAYNSWORTH SINKLER BOYD, P.A.

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*Former Counsel for Appellant The Medical  
University of South Carolina*

March 6, 2018

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

*Re: Shon Turner, as Personal Representative of the Estate of Charles Mikell, Deceased  
(Respondent) v. The Medical University of South Carolina (Appellant);  
Appellate Case No. 2016-002326*

Dear Ms. Kitchings:

Please find enclosed for filing the originals and one copy each of the two Motions to be Relieved as Counsel with Proof of Service (in both the merits and sanctions appeals) in connection with the above-referenced matter. After filing, please return filed-stamped copies to me in the enclosed self-addressed stamped envelope.

If you have any questions, please feel free to contact me.

Sincerely yours,



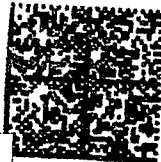
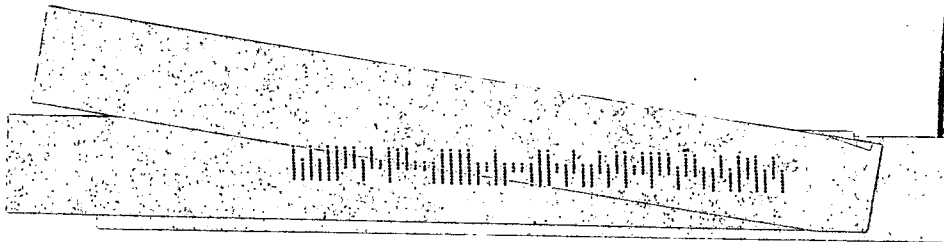
Alissa D. Fleming  
ADF/mee  
Enclosures

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SC Court of Appeals

cc: John W. Fletcher, Esq. (via electronic mail, with enclosures)  
Robert B. Ranson, Esq. (via U.S. Mail, with enclosures)  
Alex Apostolou, Esq. (via U.S. Mail, with enclosures)



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Sinkler Boyd, PA.

ATTORNEYS AND COUNSELORS AT LAW

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