

STATE OF SOUTH CAROLINA  
 COUNTY OF CHARLESTON  
 IN THE COURT OF COMMON PLEAS

FORM 4

JUDGMENT IN A CIVIL CASE

CASE NO. 2017 CP-10-4490

Patricia M. McGillan

James B Cooley

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: Master in Equity

Attorney for :  Plaintiff  Defendant  
 or  
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order (formal order to follow)  Statement of Judgment by the Court: This Court hereby appoints Glenn Churchill as Guardian Ad Litem for James B. Cooley going forward in this Action due to the Court's concerns with Mr. Cooley's ability to comprehend and understand the written English language.

ORDER INFORMATION

This order  ends  does not end the case.  
 Additional Information for the Clerk :

**RECEIVED**

SEP 10 2018

SC Court of Appeals

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
N/A		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:  
 N/A

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge

3062

6/11/2018

Judge Code

Date



Glenn Churchill &lt;gpclawfirm@gmail.com&gt;

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**James Cooley**

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**Laura Dukes Beck** <LBeck@charlestoncounty.org>  
To: Glenn Churchill <gpclawfirm@gmail.com>  
Cc: "Martha S. Dennis" <MDennis@charlestoncounty.org>

Thu, Jun 14, 2018 at 12:15 PM

Glenn,

The Judge wanted me to re-iterate and to let you know that you are only a GAL, not serving as counsel. If Mr. Cooley does not wish to cooperate prior to trial that is fine- just keep track of your time & efforts for the record & for a claim for fees later. If Mr. Cooley doesn't find a lawyer this is not a criminal matter and he can go forward pro se. Your presence is to help Mr. Cooley in the event that his literacy is a problem during the trial.

Let me know if there are questions. See you next Thursday.

Laura

Laura Dukes Beck, Esq.

Scheduling and Roster Clerk

Charleston County Master-In-Equity's Office

100 Broad Street, Suite 266

Charleston, SC 29401

Tel: (843) 958-5075

Fax: (843) 958-5077

lbeck@charlestoncounty.org



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

August 31, 2018

Mr. Glenn Patchin Churchill, Esquire  
115 River Landing Dr.  
Ste. 102  
Charleston SC 29492

Re: Patricia McGillan v. James Cooley  
Appellate Case No. 2018-001592

Dear Counsel:

It appears to the Court that you represented Mr. Cooley, in the civil action 2017-CP-10-04490. Mr. Cooley filed a notice of appeal for this case on August 30, 2018. Pursuant to Rule 264(a), SCACR, the attorney of the respective party in the court below shall be deemed the attorney of the same party in the appellate court until withdraw is approved. You will remain as counsel of record until a motion to be relieved as counsel is filed. All future filings must be submitted by you. *See Miller v. State*, S.C. 347, 347, 697 S.E.2d 527, 527 (2010) ("Since there is no right to 'hybrid representation' that is partially *pro se* and partially by counsel, substantive documents, with the exception of motions to relieve counsel, filed *pro se* by a person represented by counsel are not to be accepted unless submitted by counsel").

Upon reviewing the notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or this appeal will be dismissed:

- A proof of service has not been provided. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.
- An amended notice of appeal must be filed to reflect the correct lower court case number and the name of the appellant as it appears on the order under appeal.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Susan McDonald Gaddy, Esquire  
James B. Cooley

# GLENN P. CHURCHILL

ATTORNEY AT LAW

GLENN P. CHURCHILL, L.L.C.

115 RIVER LANDING DRIVE, SUITE 102  
CHARLESTON, SOUTH CAROLINA 29492

OFFICE: (843) 849-1384  
FAX: (843) 853-9377  
GPCLAWFIRM@GMAIL.COM

September 4, 2018

V. Claire Allen, Deputy Clerk  
The South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**  
SEP 10 2018  
SC Court of Appeals

RE: McGillan vs. Cooley  
Appellate Case No.: 2018-001592

Dear Ms. Allen:

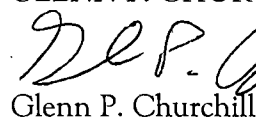
I am in receipt of a letter from you dated August 31, 2018, regarding this appeal. I have enclosed a copy of the letter for your reference.

I was not Mr. Cooley's counsel in the trial of the underlying civil action. I was appointed only as his Guardian *ad Litem* to assist him with his comprehension and understanding of written documents. I have enclosed a copy of my order of appointment. I have also enclosed a copy of an email from the judge's law clerk specifying that I was NOT serving as Mr. Cooley's counsel.

I do not wish to muddy the record by filing a motion to be relieved, when there is nothing for me to be relieved from. Therefore, unless I hear otherwise from your court, I believe Mr. Cooley should be allowed to proceed *pro se* until and unless he retains counsel to assist him.

Please contact me if you have any questions or concerns. Thank you for your cooperation in this matter.

Sincerely,  
GLENN P. CHURCHILL, L.L.C.

  
Glenn P. Churchill

GPC/alp  
Enclosures  
Cc: James B. Cooley  
Susan M. Gaddy, Esq.

Glenn P. Churchill, LLC  
115 River Landing Drive, Suite 102  
Charleston, SC 29492

CHARLESTON  
SC 294  
05 SEP 18  
PM 11



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V. Claire Allen, Deputy Clerk  
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