

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
JUL 29 2019
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. C. Nicholson, Jr, Circuit Court Judge
Trial Court Case No. 2017-CP-10-03226

Appellate Case No. 2017-002621

John Gilbert Singletary,..... Appellant,

v.

The State,Respondent.

Dear Court of Appeals,

Attorney McMullen is in fact no longer Appellant's Counsel due to his bad faith actions in representation, filing fabricated documents to the court, breach of duty, and breach of contract. More to the point, Attorney McMullen without any authorization on July 15, 2019 submitted a record on appeal when in fact he communicated with Appellant he was preparing a Final Amended Responsive Brief for Appellant to go over. Instead Attorney McMullen submitted a record on appeal never seen by Appellant containing false information and fabricated documents namely the different versions of the North Charleston Case History Report. Upon information and belief the Case History Report submitted on the July 15, 2019 was not in the possession of Attorney McMullen until July 16, 2019 which begs the question: How did he construct a record on appeal and include a document he did not even have. The document was newly created, never seen by the Appellant or submitted in any court at any time until July 15, 2019. The Case History Report Constructed for the July 15, 2019 Record on Appeal is a fabrication just the previous Case History Report was a fabrication.

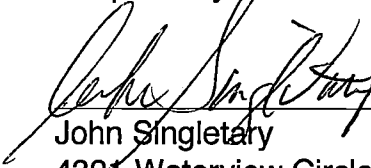
Appellant's recent demand for all unknown communication between Attorney McMullen and opposing counsel revealed a host of startling emails concealed from Appellant. For example:

1. Exhibit 1 shows an email where opposing Council Attorney Jackson sent an email to Appellant's Attorney McMullen regarding the record on appeal exhibit #20 which was the newly constructed Case History Report and it being a newly constructed exhibit. The email goes on to say the opposing council goes on to talk about the exhibits "she" designated in the document submitted by Attorney McMullen. Certainly it could not be regarding anything she submitted as she has not recently made any submissions to the court, so it could only be his submission. They also talk about document she removed that were apparently in the document prior.
2. Exhibit 1 also show Attorney McMullen giving thanks to the opposing counsel's assistant Missy Kinard and also thanking the opposing council Jackson and her assist for helping him to construct the record on appeal and providing documents. The fact is every document provided in the designation of matters Attorney McMullen was given on a USB stick by the Appellant and there was no need to have the opposing counsel give him any documents to construct a record on appeal for the Appellant. Also, Attorney McMullen was suppose to be sending an amended Reply Brief to the Appellant for review and never did.
3. Exhibit #2 is the newly fabricated Case History Report that is different from the previous Case History Report in #3 submitted in the record on appeal. Suspicious is the fact that an entire page (#2) is missing on the case history report submitted in the record on appeal, none of which is shown on the newly fabricated Case History Report. Each of the reports have different information and different descriptions, missing information, one shows no date of printing, and a plethora of other inconsistent untruths. It appears Appellant's Attorney McMullen allowed the opposing counsel to construct the record on appeal email it to him for which he submitted and it contains fabricated documents and false statements in favor of the opposing side. This places the Appellant at a distinct disadvantage and requires all submissions by Attorney McMullen on behalf of the Appellant to be stricken from the record.
4. Exhibits #4a, b, c, d all show North Charleston's stamps on them. These are North Charleston documents that appear in Appellant's submission by Attorney McMullen when in fact Appellant delivered the very same documents on USB stick to Attorney McMullen at the onset of being hired.
5. Exhibit #5 is an email where Attorney McMullen tells Appellant "Presently, I am still the attorney of record." This was to say he could do as he pleased with Appellant's case against Appellant's express wishes and so Attorney McMullen then submitted the record on appeal constructed by the opposing counsel in order to destroy Appellant's constitutional right to have a fair trial.

In conclusion, the facts support Appellant's supposition that Attorney McMullen proceeded against his own client in bad faith, after being paid in full. Whether to protect

a colleague, or for payment, or for coercion, or any other reason that can be given it would violate the attorney client relationship that existed between Appellant and Attorney McMullen. Attorney McMullen's actions are despicable, causes great damage to Appellant financially, and legally. Appellant Request the Appellant Court remove Attorney McMullen from case and all documents submitted on behalf of Appellant by Attorney McMullen. Due to the Conspiracy to deny Civil Rights between Attorney McMullen and opposing counsel Jackson Appellant is entitled to have the Circuit and Municipal Court proceeding void.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John Singletary", is written over a horizontal line.

John Singletary
4321 Waterview Circle
North Charleston
South Carolina 29418
Phone: 843-693-2823
Pro se Attorney for Appellant

EXHIBIT #1

Subject **Emails to and from Robin Jackson 5-15, 5-16**
From <Lawyerinsc@aol.com>
To John Singletary <john@singleteryphotography.com>
Cc lawyerinsc@aol.com <lawyerinsc@aol.com>
Date 2019-07-16 16:46

- 20 - Online Case History (Redacted).pdf (~60 KB)

Begin forwarded message:

From: Robin Jackson <robin@sennlegal.com>
Subject: RE: Singletary Brief
Date: May 16, 2019 at 9:05:04 AM EDT
To: "Michael D. McMullen" <lawyerinsc@aol.com>
Cc: Missi Kinard <Missi@sennlegal.com>

Attached is the exhibit I marked as #20 on the designation. I was reminded that it is a new exhibit. I believe you have everything else I designated from what we sent previously. However, I did remove a few documents, so if you have copies that have numbers at the beginning, the numbers may be incorrect.

Robin

From: Michael D. McMullen [mailto:lawyerinsc@aol.com]
Sent: Wednesday, May 15, 2019 4:25 PM
To: Robin Jackson <robin@sennlegal.com>
Subject: Re: Singletary Brief

No apology necessary. Thank you for sending this. I am reading it from my iPhone and will be better able to do so when I get back to the office. You are very kind to offer to help me construct a record or provide documents I may not have. I think, with your help and Missy's, I have what I need. It is a pleasure to deal with you. I'll be in touch.

Sent from my iPhone

On May 15, 2019, at 3:24 PM, Robin Jackson <robin@sennlegal.com> wrote:

Michael,

My apologies for not sending this yesterday. I was waiting for someone to tell me it was scanned in and apparently when they told me, I was not listening. A hard copy was mailed to you yesterday.

Let me know if you think you will file a reply or if you will be moving on to the Record on Appeal. If when doing the record on appeal, you think you are missing any documents, please let Missi in my office know and she will try to locate them and get them to you. I think we already sent everything, but there might be something you need.

I am attending depositions by telephone today, so I was not able to take your call.

Take care.

<image001.png>

www.SennLegal.com

Robin Lilley Jackson, Esq.

Robin@sennlegal.com

Tel: 843-556-4045

Fax: 843-556-4046

3 Wesley Drive

P.O. Box 12279 (29422)

Charleston, South Carolina 29407

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<2019-05-14 Ct. App. Clerk - Initial Brief.pdf>

<2019-05-14 Initial Brief and Desig of Matter Packet.pdf>

North Charleston Municipal Court

CASE HISTORY FOR CASE 70055FB

EXHIBIT 3

State v. John Gilbert Singletary

FILED DATE: 01/31/2010

JUDGE:

STATUS: Closed

CASE TYPE: CR

ARRESTING AGENCY: North Charleston Police Department

LAW ENFORCEMENT CASE #: 2010003762

CASE PARTIES:

Defendant Singletary, John Gilbert

Officer Glenn # 227, J

Bond Company Singletary, Sheldon Morris

CASE HISTORY FOR CASE 70055FB

Singletary, John Gilbert

Age: 53

DOB: [REDACTED]

DL#: [REDACTED]

SSN: [REDACTED]

Total Paid: \$ 470.00

Balance Due: \$ 0.00

CHARGE	VIOL. DATE	DISPOSITION	DISP. DATE
13-22(1)Prostitution 13-22(1) SENTENCING 470.00 Dollar(s) Bail Forfeited	01/26/2010	Tried in Absence (Bail Forfeited)	05/04/2010

COST	AMOUNT	PAY PRIORITY
Charge: Prostitution 13-22(1)		
Assessment - City/County	\$24.00	5
Assessment - State	191.00	5
CJA Training Fund	5.00	3
Conviction Fee	25.00	4
Fine	200.00	5
Law Enforcement Surcharge	25.00	3
Total:	\$470.00	

DATE	TIME	EVENT DESCRIPTION
05/06/2010	1:52 pm	Disposition added, Tried in Absence (Bail Forfeited) Singletary, John Gilbert
05/04/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name:
04/19/2010	1:00 pm	quickr recorded the following Case Action Note: NO SHOW FOR PRIOR COURT Singletary, John Gilbert
04/14/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name:
04/12/2010	1:00 pm	quickr recorded the following Case Action Note: NOTIFIED BY BURGESS Singletary, John Gilbert
03/09/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name:
02/26/2010	1:00 pm	behrenl recorded the following Case Action Note: Def notified by phone of new court date and time 02/25/2010 LB Singletary, John Gilbert
02/23/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name: Edwardss recorded the following Case Action Note: Def. req. a cont. on 2-23-10...fwd Linda/Def notified by phone of new court date and time.LB 02/25/2010

EXHIBIT #2

New Fabricated document

HOME Ticket Search

[Back to Case List](#)

Case Information

Case #	Caption	Filed Date	Status
70055FB	State v. John Gilbert Singletary	01/31/2010	Closed

Case Parties

Name	DOB
Singletary, John - (Defendant)	[REDACTED]
Glenn # 227, J - (Officer)	
Singletary, Sheldon - (Bond Company)	
Mayer, Aaron - (Defendant Attorney)	

Case Charges

Citation Number	Charge Description	Offense Date	Charge Disposition	Plea Description
70055FVB*	Prostitution 13-22(1)	01/26/2010	Tried in Absence (Bail Forfeited)	

Case History

Action Date	Action Time	Action Description	View Document
05/23/2017	07:54 AM	Note added	
05/31/2017	09:05 AM	Note added	
06/19/2017	11:44 AM	Note added	
06/20/2017	08:27 AM	Note added	
06/22/2017	11:45 AM	Note added	
06/22/2017	12:39 PM	Note added	
06/26/2017	03:49 PM	Note added	
06/29/2017	11:05 AM	Note added	
11/17/2017	03:10 PM	Note added	
12/27/2017	02:44 PM	Note added	
02/23/2010	01:00 PM	Court Date	
01/27/2010	09:00 AM	Bond Hearing	
03/09/2010	01:00 PM	Court Date	
04/14/2010	01:00 PM	Court Date	
05/04/2010	01:00 PM	Court Date	
05/06/2010	01:52 PM	Disposition added, Tried in Absence (Bail Forfeited)	
05/23/2017	07:53 AM	Note added	
05/31/2017	09:04 AM	Motion for New Trial or Reduction	
06/29/2017	11:04 AM	Appeal	
07/03/2017	11:23 AM	Jacket Labels for Files	

Ticket Search

49

80

E

J. Al Cannon, Jr. Esq.
Sheriff, Charleston County



Sheriff Al Cannon Detention Center
3841 Leeds Avenue
North Charleston, SC 29405-7482

NORTH CHARLESTON
MUNICIPAL COURT
EIMMAYI 7AM 9:08

To: To Whom It May Concern
From: Records Custodian
Sheriff Al Cannon Detention Center
Inactive Records Department
Date: June 10, 2016
Subject: Jail Time re: John Gilbert Singletary Jr.
DOB: 12-25-1961

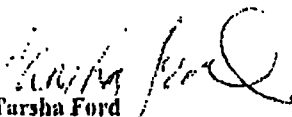
The above subject was incarcerated in our facility:

January 26, 2010 -- January 26, 2010

Arresting Agency: North Charleston Police Department

Charges: Solicit Prostitution (70055FB) -- Bonded Out

If additional information is required, you may need to contact the arresting agency


Tarsha Ford
Inactive Records
Office: 843-529-2698 Ext. 8775
Fax: 843-529-7407
tford@charlestoncounty.org
<http://inmatesearch.charlestoncounty.org>

46

North Charleston Municipal Court
 CASE HISTORY FOR CASE 70055FB

State v. John Gilbert Singletary

FILED DATE 04-21-2010

JUDGE

STATUS

CASE TYPE OR

ARRESTING AGENCY North Charleston Police Department

LAW ENFORCEMENT CASE # 2010001001

NORTH CHARLESTON
 MUNICIPAL COURT
 CLERK'S OFFICE

CASE PARTIES:

Defendant Singletary, John Gilbert
 Officer Glenn # 227. J
 Bond Company Singletary Sheldon Morris

CASE HISTORY FOR CASE 70055FB

Singletary, John Gilbert

Age 55

DOB

DL#

SSN

Total Paid: \$ 470.00

Balance Due: \$ 0.00

CHARGE	VIOL. DATE	DISPOSITION	DISP. DATE
13-2211 Prostitution 13-2211 SENTENCING 470.00 (to be paid) Bail forfeited	04/26/2010	Tried in Absence (Bail Forfeited)	05/02/2010

COST	AMOUNT	PAY PRIORITY
Charge Prostitution 13-2211		
Assessment - City County	\$24.00	1
Assessment - State	\$41.00	1
CJA Training Fee	7.00	1
Conviction Fee	75.00	1
Fine	249.00	1
Law Enforcement Surcharge	75.00	1
Total:	\$470.00	

DATE	TIME	EVENT DESCRIPTION
03/23/2010	7:54 am	Note added
05/23/2010	7:53 am	Note added Singletary, John Gilbert clerk recorded the following Case Action Note: 5/23/2010 Envelope dropped off at cashier window (after hours) See attached - Forward to Angela
05/26/2010	1:52 pm	Disposition added. Tried in Absence (Bail Forfeited) Singletary, John Gilbert
05/03/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name
04/19/2010	1:00 pm	clerk recorded the following Case Action Note: MUST SHOW FOR PRIOR COURT Singletary, John Gilbert
04/14/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name
04/12/2010	1:00 pm	clerk recorded the following Case Action Note: NOTIFIED BY BURGESS Singletary, John Gilbert
02/09/2010	1:00 pm	Court event: Court Date Singletary, John Gilbert Judge Name
02/26/2010	1:00 pm	clerk recorded the following Case Action Note: Def notified by phone of new court date and time 02/25/2010 L.B

Print Date: 05/28/2017
 Print Time: 12:35:52 PM
 Requested By: grayac

File: C:\Court\Reports\CasesHistory.RPT

Page 1 of 2

4c

AV

STATE OF SOUTH CAROLINA
CHARLESTON COUNTY
North Charleston Municipal Court

NORTH CHARLESTON

MUNICIPAL COURT

TO: CLERK MUNICIPAL COURT

North Charleston

Plaintiff(s)

v.

Law Enforcement Case # 2010003762

John Singletary
Ticket #70055FB

Motion for New Trial

Defendant(s)

Motion for New Trial Pursuant Rule 29 North Charleston Municipal Court.

The above named defendant hereby moves that the Municipal court of North Charleston grant a new trial on the charges of solicitation of prostitution, ticket #70055FB.

The original trial is purported to have been held on 5/4/2010 at 1:00 pm.

This motion is made on the following facts and is verified as true and correct by the undersigned:

1. This motion is made within 5 days of written receipt of entry of the order disposing of the purported case.

AS

4/10

NORTH CHARLESTON
MUNICIPAL COURT
1 JUN 17 AM 11:06

January 28, 2010

John Singletary

[REDACTED]

January 28, 2010

Glenn/Wille
Arresting Officer
North Charleston Police Department
2500 City Hall Lane
North Charleston, SC 29405

Dear Officer Glenn/Wille:

On 1/26/10 you were the arresting officer in an alleged solicitation charge against me. This is a request asking for all information under Rule 5 related to this charge. The ticket number is 70055FB.

The trial date is 2/23/10. I am requesting to have the information given to me as soon as possible.

Sincerely,

John Singletary

VENUE

#5

Subject **Re: Message from "RNP002673DCF665"**
From <Lawyerinsc@aol.com>
To <john@singleteraryphotography.com>
Cc lawyerinsc@aol.com <lawyerinsc@aol.com>
Date 2019-07-16 17:20

Mr. Singletary:

I received this a few minutes ago. I have just e-mailed/forwarded you all correspondence between Ms. Jackson and me.

As for your request for "a meeting to have my case documents...", I need a bit of time. Presently, I am still the attorney of record. I will have to do a bit of research to learn how best to convey to the Court of Appeals that you have (or by tomorrow at 1:00 pm that you will have) terminated my representation.

I will do the research as soon as possible. Meanwhile, it is my belief that I must receive from you a copy of the "removal document" you intend to submit to the Court of Appeals or I must receive notice from you that you have terminated my services/representation. I believe at that point I must petition the Court of Appeals to be Relieved as your attorney. I believe also that if you already have another attorney ready to take over, or if you intend to do so yourself, that would be information the Court of Appeals would require as it considers the Motion to be Relieved.

Whenever I am relieved, if that happens, I will act as expediently as I can to get you the documents you call your "case documents." Those documents I have written and filed on your behalf have already been forwarded to you via e-mail, and they are available at the Judicial Department's website. You should have received today or should by tomorrow receive a complete written copy of the Record on Appeal. As you must know, the Charleston County Clerk of Court has a website at which you can see the documents filed there before I was involved in your case. If there are any other items not available there, items you call your "case documents," please let me know what those documents are, and I will get those to you.

Sincerely,

Michael D. McMullen

P.S.

I also wrote Ms. Jackson earlier today with a scanned copy of the Record on Appeal. I will forward that to you, and then you should have every piece of correspondence between us.

MDM

On Jul 16, 2019, at 4:29 PM, john@singleteraryphotography.com wrote:

Attorney McMullen, I read your email of July 12, 2019. I wanted to respond so you would know I was not ignoring your correspondence. More than misstated facts the statements made are direct contradictions. Direct contradictions that amount to competing priorities for loyalty. This is the gravamen of my previous letter and still remains my primary concern. Accountability must be the overriding thing that drives our relationship. The time lapse has never been an obstacle in this case. The triggering point is statutory and remains the same, "after written notice" for request for new trial and remains to be "notice of trial" prior to any TIA. At no time whatsoever was a notice of trial given nor any written notice of disposition. There is no in between either it was done or it was not done. If it was done the record must reflect by way of documentation. There is absolutely no reflection in the record of any notice of any kind for the trial date or the notice of disposition until May 26, 2017 those are the facts. The only purpose of my email was to have

the truth placed in the Reply Brief. Your employment was to present the truth to the court and the Reply Brief you submitted fails to do that. The information I sent to be incorporated is well within what you submitted in the Initial Brief and must not be contradicted in any Reply Brief. Your statement regarding the refund check is incorrect and the only person who has mentioned otherwise has been the opposing attorney. Her statement is false. I was well aware of that refund and it is not the refund I received on the solicitation case. I never told you I made a mistake in that issue at all. This is the danger I refer to when I state that you did not address any of the false statements made in the Respondents Responsive Brief. There is the propensity for one to believe the written false statements of the Respondent if they are not directly opposed in writing. Again, I did not mistake anything you simply believe the untruth written by the Respondent.

Stating no Municipal Return was filed after having a heading regarding Judge Coleman's Municipal Return and spending nearly two pages on the subject only to then say no Municipal Return was made would cause one to have an enormous leap of logic to believe it was a mistake. At no time have I asked you to serve as a ghost writer and submit documents for me to the court. I hired you as my attorney, but I am still responsible for what content is submitted in truth. My only request has been that the truth and nothing but the truth be submitted regarding my case. Ethics is the very reason why I take the position I do on making sure the truth is before the court. How on one hand you can be adamant about the court understanding my request about the case history report, which the report is not notice of any kind, and then totally ignore blatant untruths told to the court about the return, the lies in the responsive brief, etc does not follow a patten of logic for me. If my correspondence was harsh it was not in any way to be malicious, because I like you, but there is no compromise for the accountability we agreed to maintain and I paid for. I think the language I used was necessary to match the actions that left me in a most dangerous position in the court. If the opposing side did nothing to either coerce you or in any way bribe you then it only leave your actions to be willful and purposefully initiated by you and that is what I cannot make any sense of. For the life of me I cannot understand why you would make a complete turn around in logic, submit a two sentence document agreeing with the opposing side, and then refuse to correspond on the matter. This is not behavior that is consistent with the Attorney McMullen I came to know. This new push back against the truth leaves me perplexed about the motive, but not at all confused about accountability or the demand that only the truth be submitted to the court.

My previous correspondence stated Wednesday to be the day I would either approve the final Reply Brief that incorporated the items we know to be facts and truth or submit to the court removal of council. I still intend to hold to that statement. We disagree on the fees because I did not pay for a Reply Brief that would totally contradict the Initial Brief and leave the case worst that it was in the beginning. A costly and damaging event that in my opinion constitutes a breach of contract for which I intend to address by other means because we cannot come to any amicable agreement on the matter.

If I fail to receive the amended final reply brief by 1:00 tomorrow I will submit my removal document to the court no later than 5:00 on tomorrow. I would like a meeting to have my case documents and any and all correspondence between you and the opposing side in connection with this case.

Sincerely,

John Singletary

(843) 693-2823

On 2019-07-12 16:43, lawyerinsc@aol.com wrote:

| Please see the attached.

Thank you.

Begin forwarded message:

From: <copier@jbswerling.com>

Subject: Message from "RNP002673DCF665"

Date: July 12, 2019 at 4:40:17 PM EDT

To: Michael <lawyerinasc@aol.com>

This E-mail was sent from "RNP002673DCF665" (MP C4504).

Scan Date: 07.12.2019 16:53:19 (-0400)

Queries to: copier@jbswerling.com

Subject **Fwd: Singletary Appeal 2017-002621February 17 and 2 February 18 emails**

From <Lawyerinsc@aol.com>

To John Singletary <john@singletaryphotography.com>

Cc lawyerinsc@aol.com <lawyerinsc@aol.com>

Date 2019-07-16 16:57

Begin forwarded message:

From: "Michael D. McMullen" <Lawyerinsc@aol.com>
Subject: Re: Singletary Appeal 2017-002621
Date: February 18, 2019 at 2:40:57 PM EST
To: Robin Jackson <robin@sennlegal.com>
Cc: Missi Kinard <Missi@sennlegal.com>

Ms. Jackson:

Thank you so much for your prompt reply. I certainly understand the need (especially in February) to acquire CLE hours.

I have not yet received anything from your paralegal, but I assume she will have a chance to get the materials together soon. After all, we have no right to complain!

I do look forward to working with you, especially after reading your kind reply to my e-mail. I will be sure to be by the phone at 8:45 in the morning, and I feel sure we will accomplish something.

Thank you,

Michael

Michael D. McMullen
1720 Main St., Ste 301
Columbia, SC 29201

Phone: 803-252-4433
Fax: 803-799-4059

Lawyerinsc@aol.com

mcmullenlawsc.com

On Feb 18, 2019, at 9:13 AM, Robin Jackson <robin@sennlegal.com> wrote:

Mr. McMullen,

Thank you for reaching out. I was out of the office on Friday trying to get a few last CLE hours, and am walking out the door now to go to depositions. However, I am copying my paralegal on this e-mail to ask her to please start pulling the documents that I designated so they can be sent. I may already have them together because I believe I previously sent them to Mr. Mayer. I understand that he forwarded them to Mr. Singletary as well, because Mr. Singletary then used them to send back a lengthy e-mail about them.

However, Missi and I will locate them and send them to you. It may be late today or tomorrow before we can get them to you.

I am happy to talk with you. Will you be in your office by 8:45am tomorrow? I have a mediation tomorrow so I will need to leave by 9:30 to get there, but we can talk at 8:45 if you are available. Let me know and I will give you a call then. You are correct, this has been never ending and both my client and I would like to bring it to closure. I have reviewed your letter and unfortunately cannot consent to an amended brief at this time. I am not even certain how that would work, since Mr. Singletary was the appellant and filed the first brief. He did have an attorney at that time who filed the brief. Anyway – I look forward to speaking with you about this.

<image002.png>

www.SennLegal.com

Robin Lilley Jackson, Esq.

Robin@sennlegal.com

Tel: 843-556-4045

Fax: 843-556-4046

3 Wesley Drive

P.O. Box 12279 (29422)

Charleston, South Carolina 29407

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From: Michael D. McMullen [<mailto:Lawyerinsc@aol.com>]

Sent: Sunday, February 17, 2019 4:46 PM

To: Robin Jackson <robin@sennlegal.com>

Subject: Singletary Appeal 2017-002621

Ms. Jackson:

Perhaps by now you have received a courtesy copy from me of my letter of representation to the Court of Appeals. Mr. Singletary just recently hired me, but it appears you have been working on this case for quite some time now. Apparently, Mr. Singletary's previous attorney has been suspended from practicing law, and left Mr. Singletary in a difficult position in his appeal.

I have read your response in opposition to Mr. Singletary's request for an extension to file a record on appeal, which you wrote on December 19, and which was stamped as received by the Court of Appeals on December 21, 2018. In it, you state that, despite the fact that it is neither your obligation or the Court's, had Mr. Singletary requested the documents and exhibits from you, that you would have sent them electronically within a matter of minutes.

If you would be so kind as to send those to me at your earliest convenience, I would be most grateful.

I would also be grateful if you would call me at your convenience so that we might discuss this case. I hope we will find that this matter is not as complicated as some of the previous pleadings of the appellant would make it, and that, if nothing else, we can "meet" by telephone.

Again, I know that for you this has been one of those cases that seems never-ending, but it is my hope that we can bring closure to it soon. I hope to hear from you. My number and e-mail address are below. Thank you for your consideration.

Respectfully,

Michael D. McMullen
1720 Main St., Ste 301
Columbia, SC 29201

Phone: 803-252-4433
Fax: 803-799-4059

Lawyerinsc@aol.com

mcmullenlawsc.com

Mail

Address Book

Files

Calendar

RSS

Settings

Back

Compose

Reply

Reply a

Forwar

Delete

Move

Print

Spam

Mark

More

Inbox

2130

Drafts

Sent Items

Spam

156

Trash

Deleted Items

Junk Mail

Old Inbox

16

Emails to and from Robin J...

Message 9 of 50

From: Lawyerinsc@aol.com 
 To: John Singletary 
 Cc: lawyerinsc@aol.com 
 Date: 2019-07-16 16:46

20 - Online Case History (Red...

Begin forwarded message:

From: Robin Jackson
 <robin@sennlegal.com>
Subject: RE: Singletary Brief
Date: May 16, 2019 at 9:05:04 AM EDT
To: "Michael D. McMullen"
 <lawyerinsc@aol.com>
Cc: Missi Kinard <Missi@sennlegal.com>

Attached is the exhibit I marked as #20 on the designation. I was reminded that it is a new exhibit. I believe you have everything else I designated from what we sent previously. However, I did remove a few documents, so if you have copies that have numbers at the beginning, the numbers may be incorrect.

Robin

From: Michael D. McMullen
 [<mailto:lawyerinsc@aol.com>]
Sent: Wednesday, May 15, 2019
 4:25 PM
To: Robin Jackson
 <robin@sennlegal.com>
Subject: Re: Singletary Brief

No apology necessary. Thank you for sending this. I am reading it from my iPhone and will be better able to do so when I get back to the office. You are very kind to offer to help me construct a record or provide documents I may not have. I think, with your help and

Subject **Emails to and from Robin Jackson May 6, 9, 10, and 13**
From <Lawyerinsc@aol.com>
To John Singletary <john@singleteraryphotography.com>
Cc lawyerinsc@aol.com <lawyerinsc@aol.com>
Date 2019-07-16 16:49

Begin forwarded message:

From: Robin Jackson <robin@sennlegal.com>
Subject: Singletary Initial Brief
Date: May 13, 2019 at 9:19:51 AM EDT
To: "Michael D. McMullen" <Lawyerinsc@aol.com>
Cc: Missi Kinard <Missi@sennlegal.com>

Michael,

I am out of the office right now, but wanted to reply. If I file my reply, and you file the motion to fix your brief, it will mess up the court's order and deadlines will keep getting issued and the case will take months more before we are submitting final briefs. The initial briefs are not seen by anyone at the court unless there is a challenge that someone was changed between the initial and the final, I do not believe. I understand wanting to get it corrected, and if it was a final, I would totally understand. However, my client is very frustrated that every single time something is filed by or on behalf of Mr. Singletary, it causes more and more delays. Have you already filed the motion? If so, let me know and let me know when you sent it. I will contact the court and find out what I can do to keep it moving. If you have not, then unfortunately, I must withdraw my consent to the motion. That is not based on anything related to you, but because of the likelihood of another delay in this appeal. Because all of the issues you are concerned about can be fixed in the final brief, I do not think it is necessary to cause another delay at this stage. I hope you can understand my position.

Please let me know if the motion has already been filed or not.
Robin

From: Michael D. McMullen [<mailto:Lawyerinsc@aol.com>]
Sent: Friday, May 10, 2019 4:05 PM
To: Robin Jackson <robin@sennlegal.com>
Subject: Re: [filtered] Singletary Initial Brief

Hey, I am just getting this. I called your office. If you want to discuss this briefly, feel free to call me at 803-252-4433. I understand your sentiments.

My thinking is that, since there would be no substantive changes on my end, you could still file your reply brief and this could stay on track. I could also submit the proposed, properly formatted brief with the Motion, send a copy to you, and again we could stay on track whether my Motion is denied or granted.

I just hate having my name on something so poorly formatted, and that is my fault. I certainly wasn't going to ask for an extension. I hope you have a good weekend. Please call whenever it's convenient.

Michael D. McMullen
1720 Main St., Ste 301
Columbia, SC 29201

Phone: 803-252-4433
Fax: 803-799-4059

Lawyerinsc@aol.com

mcmullenlawsc.com

On May 9, 2019, at 1:11 PM, Robin Jackson <robin@sennlegal.com> wrote:

Michael,

Missi mentioned to me your plan to file a motion to amend the brief to fix some typographical things like the blank page. Did you ask the clerk if you really need to do that? This is just the initial brief. Once the record on appeal is done, we will both prepare final briefs that will be bound and submitted. Can't the corrections just be made there? I think the rule even allows that kind of thing. Check on it and let me know. I really hate to have to keep this pending longer to wait for the court to consider your motion and issue an order (which could take weeks or months).

Thanks.

Robin

<image002.png>

www.SennLegal.com

Robin Lilley Jackson, Esq.

Robin@sennlegal.com

Tel: 843-556-4045

Fax: 843-556-4046

3 Wesley Drive

P.O. Box 12279 (29422)

Charleston, South Carolina 29407

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From: Michael D. McMullen [<mailto:Lawyerinsc@aol.com>]
Sent: Monday, May 06, 2019 7:23 AM
To: Robin Jackson <robin@sennlegal.com>
Subject: [filtered] Singletary Initial Brief

Here's what I've got...

Other doc's to follow.

I hope all is well.

Michael

Subject **Emails to and from Jackson, May 6 and May 9**
 From <Lawyerinsc@aol.com>
 To John Singletary <john@singletaryphotography.com>
 Cc lawyerinsc@aol.com <lawyerinsc@aol.com>
 Date 2019-07-16 16:50

Begin forwarded message:

From: Robin Jackson <robin@sennlegal.com>
Subject: RE: [filtered] Singletary Initial Brief
Date: May 9, 2019 at 1:11:54 PM EDT
To: "Michael D. McMullen" <Lawyerinsc@aol.com>
Cc: Missi Kinard <Missi@sennlegal.com>

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To: Robin Jackson <robin@sennlegal.com>

Subject: [filtered] Singletary Initial Brief

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I hope all is well.

Michael

Mail

Address Book

Files

Calendar

RSS

Settings

Back

Compose

Reply

Reply a

Forward

Delete

Move

Print

Spam

Mark

More

Inbox

2130

Drafts

Sent Items

Spam

156

Trash

Deleted Items

Junk Mail

Old Inbox

16

Emails to and from Robin J...

Message 9 of 50

From **Lawyerinsc@aol.com**To **John Singletary**Cc **lawyerinsc@aol.com**Date **2019-07-16 16:46**

20 - Online Case History (Red...

Begin forwarded message:

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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

J. C. Nicholson, Jr, Circuit Court Judge
Trial Court Case No. 2017-CP-10-03226

RECEIVED
JUL 29 2019
SC Court of Appeals

Appellate Case No. 2017-002621

John Gilbert Singletary,..... Appellant,

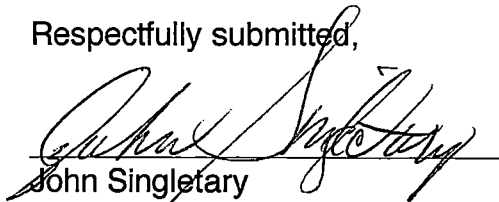
v.

The State,Respondent.

Certificate of Service

I certify that a true copy of the request to amend initial brief, release of counsel, request for default, request for sanctions, request for discover, and request find new counsel was mailed through US mail postage prepaid to Robin Jackson Post Office Box 12279. Charleston, SC 29422

Respectfully submitted,



John Singletary
4321 Waterview Circle
North Charleston
South Carolina 29418
Phone: 843-693-2823
Pro se Attorney for Appellant

Mr and Mrs John G. Singletary, II
4321 Waterview Circle
Charleston, SC 29418



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SC Court of Appeals

Court of Appeals
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Columbia SC

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