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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Hon. Doyet A. Early, Circuit Court Judge

C.A. No.: 2018-CP-40-02425  
Appellate Case No.: 2019-000648

**RECEIVED**  
AUG 07 2019  
SC Court of Appeals

Jefferson Davis, Jr. ....Appellant,

v.

Ellen Weaver, Chad Connelly, Oran P. Smith, Neil J. Mellen, Howard S. Rich, Rick Reames, Stephen D. Kirkland, Palmetto Promise Institute, Palmetto Family Council, Palmetto Family Action, South Carolinians for Responsible Government, SCRG Foundation, Access Opportunity South Carolina, Friedman Foundation for Education Choice, Inc., Cato Institute, South Carolina Educational Credit for Exceptional Needs Children Fund, South Carolina Education Oversight Committee, South Carolina Department of Revenue, South Carolina Department of Labor, Licensing and Regulation, First Impressions, Inc., d/b/a Richard Quinn & Associates, First Tuesday Strategies, LLC, Bill Wilson, Jason Bedrick, Jim DeMint, Randy Page, Tony Denny, Phillip Cease, Melanie Barton, Doris Cubitt, Susan Thomas, John McCormick, Nate Leupp, Institute of Management Consultants USA & John Doe(s) 1-40.....Respondents.

**MOTION TO SUBSTITUE COUNSEL**

Kenneth A. Davis, Esq. (SC Bar #66416)  
Tierney F. Dukes, Esq. (SC Bar #102035)  
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Attorneys for Respondents South Carolina Education  
Oversight Committee and Melanie Barton

THIS MATTER COMES before this Court on motion of Boykin & Davis, LLC, to relieve Attorney Christopher S. Elliott as co-counsel for Respondents South Carolina Education Oversight Committee and Melanie Barton in the above-captioned matter. Christopher S. Elliott is no longer employed with the Firm effective May 24, 2019. The Firm also moves to have Kenneth A. Davis, Esq., (S.C. Bar No. 66416) and Tierney F. Dukes, Esq., (S.C. Bar No. 102035) entered and substituted as co-counselors of record for Respondents South Carolina Education Oversight Committee and Melanie Barton. Mr. Davis and Ms. Dukes are admitted or otherwise authorized to practice in this Court.

BOYKIN & DAVIS, LLC

By: 

Kenneth A. Davis, Esq. (SC Bar #66416)  
Tierney F. Dukes, Esq. (SC Bar #102035)

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Attorney for Respondents South Carolina Education  
Oversight Committee and Melanie Barton

August 7, 2019  
Columbia, South Carolina

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**PROOF OF SERVICE**

The undersigned of Boykin & Davis, L.L.C., hereby certifies that he has served the following counsel of record with the foregoing **MOTION TO SUBSTITUTE COUNSEL**, by mailing a copy of same, postage prepaid and return address clearly indicated, to the following on this 7th day of August 2019.

Melanie Barton, Executive Director  
South Carolina Education Oversight Committee  
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Columbia, South Carolina 29211

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[SIGNATURE ON NEXT PAGE]

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Attorney for Respondents South Carolina Education  
Oversight Committee and Melanie Barton

August 7, 2019  
Columbia, South Carolina

# BOYKIN & DAVIS, LLC

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August 7, 2019

## VIA HAND DELIVERY

The Honorable Jenny A. Kitchings  
SC Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RECEIVED  
AUG 07 2019  
SC Court of Appeals

Re: Jefferson Davis, Jr. v. Education Oversight Committee, et al.  
C.A. No.: 2018-CP-40-02425  
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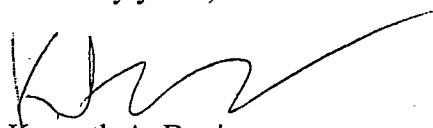
Dear Ms. Kitchings:

Enclosed please find for filing the original and ten (10) copies of Respondents South Carolina Education Oversight Committee and Melanie Barton's Motion to Substitute Counsel in the above-referenced case. Please return the time-stamped copies to our courier.

By copy of this letter, we are today serving a copy of same to all parties of record.

Thank you for your assistance with this matter.

Sincerely yours,



Kenneth A. Davis

/tjb

Enclosure

cc: Melanie Barton, Executive Director (w/encl.)  
Jefferson Davis, Jr. (w/encl.)  
Ryan T. Adams, Esq. (w/encl.)  
Mark S. Barrow, Esq. (w/encl.)  
Kelly S. Cannon, Esq. (w/encl.)  
Joseph K. Carter, Jr., Esq. (w/encl.)  
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The Honorable Jenny A. Kitchings

August 7, 2019

Page 2

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