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Aug 21 2020

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No.: 2017-002598

Charles S. Blackmon and South Carolinas for Responsible
Agricultural Practices, Appellants

v.

South Carolina Department of Health and Environmental Control
and David Coggins Broilers, Respondents

Charles S. Blackmon and South Carolinas for Responsible
Agricultural Practices, Appellants

v.

South Carolina Department of Health and Environmental Control
and Heath Coggins Broilers, Respondents

Charles S. Blackmon and South Carolinas for Responsible
Agricultural Practices, Appellants

v.

South Carolina Department of Health and Environmental Control
and Jim Young Broilers, Respondents,

**NOTICE OF MOTION AND MOTION
FOR SUBSTITUTION OF COUNSEL**

TO: THE COURT OF APPEALS AND ALL PARTIES AND THEIR ATTORNEYS:

YOU WILL PLEASE TAKE NOTICE that Respondent South Carolina Department of Health and Environmental Control (“SCDHEC” or “the Department”) hereby moves this Court for an order substituting Sara V. Martinez as co-counsel for the Department in lieu of Michael S. Traynham. The basis for this motion is:

Michael S. Traynham has left employment with the Department and is unable to represent the Department in this matter. Sara V. Martinez is currently employed with the Department in the capacity as Chief Counsel for Environmental Quality Control. Stephen P. Hightower will remain as lead counsel for the Department.

South Carolina Appellate Court Rule 264(b) allows for withdrawal of an attorney of record with “justifiable cause, or the consent of his client...on petition to and by written order of the appellate court, and with notice to the adverse party.” No party will be adversely affected by the withdrawal of Michael S. Traynham as counsel and the substitution of Sara V. Martinez.

Counsel for the Department has contacted opposing counsel and they have agreed to the withdrawal of Michael S. Traynham and the substitution of Sara V. Martinez.

WHEREFORE, the Department would respectfully request an Order Substitution Sara V. Martinez in lieu of Michael S. Traynham as co-counsel for Respondent South Carolina Department of Health and Environmental Control.

Respectfully submitted,

S/ Stephen P. Hightower

Stephen P. Hightower
Assistant General Counsel

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Counsel for Respondent SCDHEC

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Certificate of Service

I, Stephen P. Hightower, counsel for the South Carolina Department of Health and Environmental Control, hereby certify that I have on this 21st day of August, 2020, served a copy of *Respondent South Carolina Department of Health and Environmental Control's Notice of Motion and Motion for Substitution of Counsel* upon all parties of record by E-mail in accordance with Order 2020-05-29-02 of the South Carolina Supreme Court by attaching a copy of same to an Email sent to their AIS E-mail addresses as follows:

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August 21, 2020
Columbia, South Carolina

S/ Stephen P. Hightower
Stephen P. Hightower