

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Debra R. McCaslin, Circuit Court Judge
Alison R. Lee, Circuit Court Judge

Case No. 2020-CP-40-04603
Appellate Case No. 2020-001314

RECEIVED
Oct 05 2020
SC Court of Appeals

South Carolina Public Interest Foundation and John Crangle,
Individually and on behalf of all others similarly situated,

Respondents,

v.

Alan Wilson, Attorney General for the State of South Carolina,
Willoughby & Hoefler, P.A., and Davidson, Wren & DeMasters, P.A.,..... Appellant.

**PETITION FOR SUPERSEDEAS OF
APPELLANT DAVIDSON, WREN & DEMASTERS, P.A.**

Appellant Davidson, Wren & DeMasters, P.A., pursuant to Rules 240(a) and 241(c), of the South Carolina Appellate Court Rules (“SCACR”), respectfully submits this petition for a writ of supersedeas to dissolve the October 1, 2020, Ex Parte Temporary Restraining Order entered by the circuit court in this matter below, with instructions on remand regarding the continued proceedings seeking injunctive relief against this Appellant.

In lieu of a supporting Memorandum or additional argument, this Appellant adopts and incorporates by reference the Petition for Supersedeas filed by Appellant Willoughby and Hoefler, P.A., on October 2, 2020, to the extent applicable to this Appellant.

Respectfully submitted,

DAVIDSON, WREN & DEMASTERS, P.A.

BY: s/ William H. Davidson, II

WILLIAM H. DAVIDSON, II #1558

KENNETH P. WOODINGTON #6213

1611 Devonshire Drive

Post Office Box 8568

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*Counsel for Appellant Davidson, Wren & DeMasters,
P.A.*

Columbia, South Carolina

October 5, 2020

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Alan Wilson, Attorney General for the State of South Carolina,
Willoughby & Hoefler, P.A., and Davidson, Wren & DeMasters, P.A.,..... Appellant.

PROOF OF SERVICE

This is to certify that the undersigned counsel, an attorney with the law firm Davidson, Wren & DeMasters, P.A., has caused to be served this day one (1) copy of Appellant Davidson, Wren & DeMasters, P.A.'s Notice of Appeal and Petition for Supersedeas via electronic mail at the email addresses as stated in the Attorney Information System and as set forth below:

James M. Griffin, Esquire
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Deputy Solicitor General
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211
ESmith@scag.gov

A copy of the email serving counsel as stated above is attached here.

s/Kenneth P. Woodington
Kenneth P. Woodington

October 5, 2020

From: [Kenneth P. Woodington](mailto:Kenneth.P.Woodington)
To: james.carpenter@carpenterlawfirm.net; bhumphries@griffinhumphries.com; jgriffin@griffinhumphries.com; todd@therutherfordlawfirm.com; [John Simmons](mailto:John.Simmons); [Emory Smith \(ESmith@scag.gov\)](mailto:Emory.Smith@scag.gov)
Cc: [William H. Davidson II](mailto:William.H.Davidson.II)
Subject: SC Public Interest Foundation et al v. Wilson et al; C/A 2020-CP-40-04603
Date: Monday, October 5, 2020 8:40:00 AM
Attachments: [NOA \(01205641xBE0C9\).pdf](#)
[DWD Petition for Supersedeas \(01205649xBE0C9\).pdf](#)
[LTR-10-05-20\(Kitchings\)\(cover letter for NOA and petition\) \(01205648xBE0C9\).pdf](#)

Counsel,

As permitted by part (g)(3) of Supreme Court Order 2020-05-29-02, I am herewith serving via E-mail Appellant Davidson, Wren & DeMasters, P.A.'s Notice of Appeal and Petition for Supersedeas in the above-captioned appeal. Shortly, I will be filing these documents with the Court of Appeals electronically as permitted by part (c)(5) of the Order, and will attach this E-mail to the certificate of service of same.

Please advise if you have any difficulty opening an attachment.

Sincerely,

Kenneth P. Woodington
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SC Court of Appeals

DAVIDSON, WREN & DEMASTERS, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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Brandon M. Briggs
Jonathan M. Riddle

Of Counsel
Kenneth P. Woodington

October 5, 2020

VIA ELECTRONIC FILING

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: SC Public Interest Foundation v. Alan Wilson
Appellate Case No. 2020-001314

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Oct 05 2020
SC Court of Appeals

Dear Ms. Kitchings:

Attached for electronic filing in accordance with Supreme Court Order 2020-05-29-02, part (c)(5), and pursuant to Rules 203 and 241 of the South Carolina Appellate Court Rules, please find the Notice of Appeal and Petition for Writ of Supersedeas of Appellant, Davidson, Wren & DeMasters, P.A. As permitted by Order 2020-05-29-02, part (d), no other copies, whether paper or electronic, are being provided.

By copy of this letter, we are serving counsel for Respondent via email as permitted by Order 2020-05-29-02, part (g)(3), and attached is a proof of service to that effect.

A check in the amount of \$300.00 for the filing fees associated with the Notice of Appeal and Petition is being forwarded to your attention via U.S. Mail.

NOTE: We are aware of the Court's letter of October 2, 2020, setting dates for the Return and Reply to the Petition for Supersedeas filed that date by Willoughby and Hofer, P.A. We assume that that schedule will apply to this Petition filed by Appellant Davidson, Wren & DeMasters, P.A., as well.

Very truly yours,

DAVIDSON, WREN, & DEMASTERS, P.A.

s/ Kenneth P. Woodington

Kenneth P. Woodington

cc: All counsel of record