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Jan 26 2021

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

ALC Case Nos. 17-ALJ-07-0041-CC; 17-ALJ-07-0042-CC; 17-ALJ-07-0039-CC

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

v.

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

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

v.

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

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

v.

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

**MOTION OF BENJAMIN P. MUSTIAN TO WITHDRAW AS COUNSEL OF
RECORD FOR RESPONDENTS DAVID COGGINS BROILERS, HEATH
COGGINS BROILERS, AND JIM YOUNG BROILERS**

Pursuant to Rules 240 and 264(b), SCACR, Benjamin P. Mustian moves to withdraw as counsel of record for Respondents David Coggins Broilers, Heath Coggins Broilers, and Jim Young. Respondents have consented to the withdrawal as indicated in the attached document. Tracey C. Green and Mitchell Willoughby will continue to serve as counsel of record for Respondents.

s/Benjamin P. Mustian

Benjamin P. Mustian, Esquire
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*Attorneys for Respondents David
Coggins Broilers, Heath Coggins
Broilers, and Jim Young Broilers*

Columbia, South Carolina
January 26, 2021

MUSTIAN LAW FIRM, LLC

Benjamin P. Mustian, Esq.

Tel: (803) 608-3804
benmustian@mustianlaw.com

141 Pelham Drive, Suite F #108
Columbia, SC 29209

January 2, 2021

VIA U.S. MAIL

David Coggins
Heath Coggins
Jim Young
1094 Lisbon Road
Mountville, South Carolina 29370

Re: *Charles S. Blackmon v. SCDHEC*; Appellate Case No. 2017-002598

Dear Sirs:

As discussed, I will be changing my place of employment and hereby ask for your consent both individually and on behalf of David Coggins Broilers, Heath Coggins Broilers, and Jim Young Broilers to withdraw as counsel of record in the above-referenced matter. Please sign this letter below indicating your consent to my withdrawal and return this letter to me in the enclosed envelope so that I may file the appropriate motion with the South Carolina Court of Appeals.

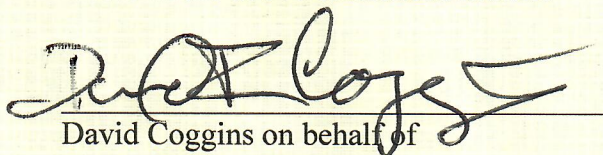
Thank you for allowing me to represent you in this matter and I wish you all well in this matter and in the future. If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

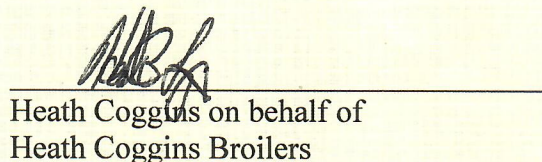


Benjamin P. Mustian

As indicated below, we consent to the withdrawal of Benjamin P. Mustian as counsel of record in the above-referenced matter:



David Coggins on behalf of
David Coggins Broilers



Heath Coggins on behalf of
Heath Coggins Broilers



Jim Young on behalf of
Jim Young Broilers

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Control and Heath Coggins Broilers, Respondents;

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

v.

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

PROOF OF SERVICE

This is to certify that I have caused to be served this day one (1) copy of the
Motion of Benjamin P. Mustian to Withdraw as Counsel of Record for

Respondents David Coggins Broilers, Heath Coggins Broilers, and Jim Young Broilers via electronic mail pursuant to the South Carolina Supreme Court's Order dated May 29, 2020, and addressed as follows:

Robert Guild, Esquire
bguild@mindspring.com

Stephen P. Hightower, Esquire
Sara V. Martinez, Esquire
hightosp@dhec.sc.gov
martinsv@dhec.sc.gov

Tracey C. Green, Esquire
Mitchell Willoughby, Esquire
tgreen@willoughbyhoefer.com
mwilloughby@willoughbyhoefer.com

s/Benjamin P. Mustian

Benjamin P. Mustian

Columbia, South Carolina
This 26th day of January, 2021.

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SC Court of Appeals

MUSTIAN LAW FIRM, LLC

Benjamin P. Mustian, Esq.

Tel: (803) 608-3804
benmustian@mustianlaw.com

141 Pelham Drive, Suite F #108
Columbia, SC 29209

January 26, 2021

VIA ELECTRONIC FILING

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

Re: *Charles S. Blackmon v. SCDHEC*; Appellate Case No. 2017-002598

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced action, please find the **Motion of Benjamin P. Mustian to Withdraw as Counsel of Record for Respondents David Coggins Broilers, Heath Coggins Broilers, and Jim Young Broilers.**

Pursuant the South Carolina Supreme Court's Order dated May 29, 2020, I am serving a copy of this letter on all parties of record via electronic mail. In addition, a check for the requisite filing fee will follow via U.S. Mail. If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

s/Benjamin P. Mustian
Benjamin P. Mustian