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Apr 29 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas for the Ninth Judicial Circuit

The Honorable Roger M. Young, Sr., Circuit Court Judge

Appellate Case No. 2021-001530
Trial Court Case No.: 2021-CP-10-04366

EX PARTE PRESERVATION SOCIETY OF CHARLESTON AND
HISTORIC CHARLESTON FOUNDATION,

Appellants.

SE CALHOUN, LLC,

Respondent,

v.

CITY OF CHARLESTON and CITY OF CHARLESTON
BOARD OF ARCHITECTURAL REVIEW,

Respondents.

**CONSENT MOTION TO BE RELIEVED AS COUNSEL
FOR APPELLANT PRESERVATION SOCIETY OF CHARLESTON**

COMES NOW, undersigned Counsel and files this Motion to be Relieved as counsel of record for Appellant Preservation Society of Charleston pursuant to Rule 264, SCACR, on the grounds that Ellis R. Lesemann, Esquire and Benjamin H. Joyce, Esquire of Lesemann & Associates, LLC will continue to represent Appellant Preservation Society of Charleston and the undersigned counsel's withdrawal will not affect the appeal of this matter. Furthermore, counsel for Respondents, Appellant Historic Charleston Foundation, and Appellant Preservation Society

of Charleston have consented to this request by John A. Massalon, Esquire and Carissa J. Steichen, Esquire of the law firm Wills Massalon & Allen LLC to be relieved as counsel for Appellant Preservation Society of Charleston.

THEREFORE, the undersigned attorneys request that John A. Massalon, Esquire and Carissa J. Steichen, Esquire of the law firm Wills Massalon & Allen LLC be relieved of all duties of representation with respect to the above-captioned matter and request that all future correspondence, notices, and pleadings be made to the attention of Ellis R. Lesemann, Esquire and Benjamin H. Joyce, Esquire of Lesemann & Associates LLC.

s/ John A. Massalon

John A. Massalon, Esquire (SC Bar #10279)
Carissa J. Steichen, Esquire (SC Bar #104264)
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BOARD OF ARCHITECTURAL REVIEW,

Respondents.

PROOF OF SERVICE

I hereby certify that I have this date, served via electronic mail, copies of the **Motion to Be Relieved as Counsel for Appellant Preservation Society of Charleston** upon the following counsel of record:

Ellis R. Lesemann, Esquire
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Benjamin H. Joyce, Esquire
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April 29, 2022
Charleston, South Carolina

s/ John A. Massalon

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April 29, 2022

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VIA EMAIL AND U.S. MAIL

The Honorable Jenny Abbott Kitchings
Clerk of Court, SC Court of Appeals
P.O. Box 11629
Columbia, SC 29211
ctappfilings@sccourts.org

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RE: Ex Parte Preservation Society of Charleston and Historic Charleston Foundation
SE Calhoun, LLC v. City of Charleston and City of Charleston Board of
Architectural Review
Appellate Case No. 2021-001530
Our File No.: 2156-2

Dear Ms. Kitchings:

Enclosed for filing, please find an original Consent Motion to be Relieved as Counsel, along with Proof of Service, in regard to the above-referenced matter. In addition, please find my firm's check in the amount of \$50.00 representing the filing fee. If you have any questions, please do not hesitate to contact me.

With kind regards, I am

Sincerely,

WILLS MASSALON & ALLEN LLC

John Massalon

John A. Massalon
jmassalon@wmalawfirm.net

JAM/cb
Enclosures

cc: Ms. Elizabeth K. Cahill (via email only)
All Counsel of Record (via email only)