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Subject: E-Blast, January 5, 2016



Your resource for South Carolina Bar activities, legal information and links

NEWS & EVENTS

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January 5, 2016

NEWS & EVENTS

You're invited: Chief Justice Pleicones' Investiture Reception

All Bar members are invited to Chief Justice Pleicones' Investiture Reception at the Capital City Club (1201 Main St., Ste. 2500, Columbia) on Jan. 7 from 4 to 7 p.m. [Click here](#) to view the invitation. The Bar and the following organizations are sponsoring the event: Richland County Bar Association, Aiken County Bar Association, Anderson County Bar Association, Charleston County Bar Association, Dorchester County Bar Association, Fairfield County Bar Association, Florence County Bar Association, Georgetown County Bar Association, Greenville County Bar Association, Greenwood County Bar Association, Hilton Head Island Bar Association, Horry County Bar Association, Kershaw County Bar Association, Lancaster County Bar Association, Laurens County Bar Association, Lexington County Bar Association, SC Association for Justice, SC Association of Criminal Defense Lawyers, SC Black Lawyers Association, SC Defense Trial Attorneys' Association, SC Women Lawyers Association, Spartanburg County Bar Association, Sumter County Bar Association and York County Bar Association.

AIS verification and payment of license fees

As a reminder, you must annually verify your contact information in the [Attorney Information System \(AIS\)](#). The Bar's Membership Services Division will hold several license fee payments for members who have not verified with AIS.

ABA TECHSHOW 2016

As in years past, the Bar has arranged for a discount for Bar members planning to attend the popular national conference [ABA TECHSHOW](#) in Chicago on March 16-19. Bar members and their staff who are not ABA members save money on the registration price by using our exclusive event promoter discount code: EP1604. For more information about ABA TECHSHOW 2016 or to register online, [click here](#). If you have specific questions or want to know more about ABA TECHSHOW 2016, contact Courtney Kennaday at pmap@scbar.org.

Alternate Dispute Resolution Forms

By order of [December 30, 2015](#), SCCA 234 – Civil Action Coversheet with a revision date of (12/2015) – and SCCA 467 – Family Court Coversheet with a revision date of (12/2015) – were amended on page two to reflect mandatory mediation in all counties. Additionally, SCRFCMFORM02 – Certificate of Exemption with a revision date of (12/2015) – is amended for clarity for family court cases exempted from mediation. These forms are available on the South Carolina Judicial Department website at <http://www.sccourts.org/forms>.

Summary Court Judges Advisory Committee

By order of January 1, Hon. Christopher R. Johnson and Hon. Caroline W. Streater were appointed to serve for the balance of the three-year term of the Summary Court Judges Advisory Committee, which commenced on June 3, 2013. Hon. Jason T. Wall was also designated as Chair of the Summary Court Judges Advisory Committee. Read more [online](#).

Chief Judges for Administrative Purposes of the Summary Courts

By order of January 1 the judges of the magisterial courts [listed here](#) have been designated as Chief Judge or Associate Chief Judge for Administrative Purposes of the Summary Courts in the counties in which they hold office.

Business Court Pilot Program orders

By order of January 1 Hon. Roger M. Young Sr. was appointed to serve as the Chief Business Court Judge for Administrative Purposes. Read more [online](#).

By order of January 1 the Court amended the Business Court Pilot Program. See the amendments [online](#).

USC School of Law - Employer Registration

Register today to interview law students at the University of South Carolina School of Law! 1L on-campus interviews will be conducted on Saturday, Feb. 20. Please register for 1L interviews by Jan. 15. On-campus interviews for 2Ls and 3Ls will begin the week of Feb. 22 and will be ongoing throughout the semester. If you are an employer and would like to participate in on-campus interviews or would like to post a job, please call (803) 777-8479 or fill out the registration form at <http://careers.scschooloflaw.org/>.

Interest Rate on Money Decrees and Judgments

S.C. Code Ann. Section 34-31-20 (B) (Supp. 2015) provides that the legal rate of interest on money decrees and judgments "is equal to the prime rate as listed in the first edition of the Wall Street Journal published for each calendar year for which the damages are awarded, plus four percentage points, compounded annually." The Wall Street Journal for Jan. 2-3, 2016 listed the prime rate as 3.50%. Therefore, for the period Jan. 15, 2016 through Jan. 14, 2017, the legal rate of interest for judgments and money decrees is 7.50% compounded annually.

E-Filing tip of the week: Motions and proposed orders

Motions with proposed orders are treated differently in e-filing than in traditionally filed cases. While the motion you e-file should be converted to PDF, the proposed order should be e-filed in Word format. If you need to e-file a Form 4 Order, it should also be filed in Word. There is also no need to include a signature line on the proposed order, as the judge or the clerk will sign the order electronically.

January Bar Foundation grantee activities

It's a new year! Why not start 2016 with new events from Bar Foundation grantees? January events are posted. View the full [list of events](#) for dates, locations and appropriate contact personnel. Want Bar Foundation grantee activities in your inbox? [Click here](#) to add the grantee activities calendar to your Outlook Calendar.

ADVANCE SHEET UPDATE

December 30, 2015

The S.C. Court of Appeals reversed the PCR court's dismissal of Petitioner's PCR application and remanded to the trial court for a new trial. The court held that witness testimony was improper bolstering, and trial counsel was deficient for failing to object to it or otherwise bring it to the trial court's attention. Additionally, the court found that Petitioner was able to demonstrate prejudice as a result of the improper bolstering.

Mangal v. State, Op. No. 5372 (S.C. Ct. App. filed December 30, 2015) (Shearouse Adv. Sh. No. 51 at 10) is available [online](#).

In this civil appeal, the S.C. Court of Appeals affirmed the circuit court's grant of Respondents' motion for judgment notwithstanding the verdict (JNOV). The court held that because Petitioner had submitted no proof at trial that he had paid more than his proportionate share of the business loan as required by the plain language of the operating agreement, he had suffered no actual damages and therefore was not entitled to contribution from Respondents pursuant to the operating agreement. The Court also held that Petitioner abandoned the issue of misconstrued terms because his argument was largely conclusory and did not cite any authority.

Jones v. Builders Investment Group, Op. No. 5373 (S.C. Ct. App. filed December 30, 2015) (Shearouse Adv. Sh. No. 51 at 20) is available [online](#).

ANNOUNCEMENTS

In memoriam

Edmund Heyward Monteith, 85, of Columbia died on December 27. An obituary is available [online](#).

Limited Certificate returned

The Court has received the Limited Certificate returned by Kevin Edson Pethink.

Firm announcements

David K. Allen and Kellum W. Allen announce the opening of The Allen Law Firm, PA located at 519 Meeting St., W. Columbia 29169. (803) 764-2328.

Carlock, Copeland & Stair, LLP announces that Patrick Norris has joined the firm's Charleston office located at 40 Calhoun St., Ste. 400, 29401. (843) 727-0307.

Dickie McCamey & Chilcote, PC announces that Kenya Miller has become a shareholder in the firm's Lancaster office located at 103-A S. Catawba St., 29721. (855) 365-0926.

Fisher & Phillips announces that Reyburn W. Lominack III has become a partner in the firm's Columbia office located at 1320 Main St., Ste. 750, 29201. (803) 255-0000.

Holcombe Bomar, PA announces that Joshua T. Thompson has become a shareholder in the firm located at 100 Dunbar St., Ste. 200, Spartanburg 29306. (864) 594-5300.

Nexsen Pruet announces that Todd Serbin has joined the firm's Columbia office as special counsel located at 1230 Main St., Ste. 700, 29201. (803) 771-8900.

CALENDAR

January 7

We the People... The Citizen and the Constitution Competition, Columbia

January 8

Elder Law Committee Meeting, Bar Building

SC Lawyer Editorial Board Meeting, Bar Building

January 11

Free legal clinic: End of Life Issues (Jonesville)

January 15

Children's Law Committee Meeting, Bar Building

January 21

Assembly, Belmond Charleston Place

Board of Governors Meeting, Belmond Charleston Place

House of Delegates Meeting, Belmond Charleston Place

Memory Hold the Door Ceremony, Belmond Charleston Place

January 22

Senior Lawyers Division Executive Council Meeting, Charleston

January 29

Law Related Education Committee Meeting, Bar Building

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