

From: Taylor, Richele
To: Schimsa, Rebecca <RebeccaSchimsa@gov.sc.gov>
Philpott, Katie <KatiePhilpott@gov.sc.gov>
Date: 10/3/2016 4:35:49 PM
Subject: RE: FYI

Rebecca and Katie,
See below and let me know your thoughts. My answers are in red.

From: Edward Bender [mailto:EdwardBender@scsenate.gov]
Sent: Wednesday, September 28, 2016 2:00 PM
To: Taylor, Richele
Subject: RE: FYI

Thank you Richele. First, let me congratulate you on your new position, I didn't do that earlier so please forgive me. Second, thanks to you and Rebecca for your time this morning. I also appreciate you sending this article, clearly the reporter is unfamiliar with the appointment process.

A couple of things as follow up:

1. Has the Governor accepted Judge Davenport's resignation? If not, are he and the county aware he is still a magistrate? And for my own education, what does the Governor's office do to formally accept a resignation? Is there a letter you send? I'd never thought about it before and was curious. **We received a letter from Representative Hayes on August 10, 2016 with a copy of Judge Davenport's resignation. We accepted the resignation at that time.**

To officially resign, we just need a resignation letter. We do not provide a response to the person resigning, but we would then notify the person(s)/delegation responsible for filling the seat that there is a vacancy.

2. From y'all's perspective, what steps would need to occur in order to clear up this issue?

First, since the vacating Judge's resignation was received during senate recess, we can provide an interim appointment of Wood. We need a letter from the delegation nominating Wood to the seat held by Judge Davenport.

Second, Wood can then resign from her current Magistrate position by letter and accept the new appointment.

Third, since Wood's resignation occurred during the recess of the Senate, the delegation can nominate another person and we can provide an interim appointment.

Fourth, when session is in we would make the appointments permanent.

Thanks again, and I look forward to hearing from you.

Edward

From: Taylor, Richele [mailto:RicheleTaylor@gov.sc.gov]
Sent: Wednesday, September 28, 2016 12:28 PM
To: Edward Bender <EdwardBender@scsenate.gov>
Subject: FYI

Edward,

For context, here is how we found out about the appointment. If you see the article, you can see where our concern came from. Thanks for talking through today!

<http://www.heraldonline.com/news/local/article92355402.html>

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