



**State of South Carolina**  
**The Family Court of the Thirteenth Judicial Circuit**

**Tarita A. Dunbar**  
Judge

Post Office Box 757  
301 University Ridge  
Greenville, SC 29602-0757  
Phone: (864) 467-5854  
Fax: (864) 467-5966  
tdunbarj@sccourts.org

**FORMAL RESPONSE AND MEMORANDUM**

To: The Honorable G. Murrell Smith, Jr. Chairman and the Honorable Members of the Judicial Merit Selection Commission

From: Tarita A. Dunbar, Respondent

Subject: Complaint filed by Ms. Lindsay Alison Sellers, Complainant

Date: November 15, 2019

---

Lindsay Alison Sellers (Ms. Sellers) has dishonestly related in her sworn affidavit to this Honorable Commission my statements regarding a diagnosis of ADHD. The attached final order makes no ruling regarding the minor child's, treatment or diagnosis of ADHD (Exhibit One). There was an evidentiary objection by opposing counsel, Marcus Meetze, about Ms. Seller's mother (Ms. Karen Sykes) diagnosing the minor child with ADHD. I sustained the objection based upon an improper lay opinion and a lack of expert testimony to support a medical diagnosis.

In an effort to educate Ms. Sellers, a self-represented litigant, about the objection and my reason for sustaining such, I explained that the medical diagnosis of ADHD was constantly changing and flip flopping within the medical community and why an expert rather than her mother would have to provide a diagnosis. I explained by example why a lay person could not give a medical diagnosis. I never said the cure for ADHD was to run outside. I never said my

son's pediatrician attempted to say he had ADHD. A portion of that exchange from the transcript is attached (Exhibit Two).

Ms. Sellers falsely represented in her sworn affidavit that I stated it was fine for her children to sleep on the floor. There was no evidence provided to me that the children slept on the floor. The court made its final ruling on the record at the conclusion of the three day trial. Thereupon, Ms. Sellers asked the court for permission to address and challenge the ruling. I allowed Ms. Sellers to make a closing argument to address her objections to my findings and ruling.

Ms. Sellers stated the children were sleeping on two twin mattresses at the time of the trial and had slept on air mattresses prior to the filing of this action. There was no evidence provided to me that Ms. Sellers had a concern for the children sleeping on air mattresses at the father's apartment two years prior to her filing this action. In fact, the children had slept on air mattresses at the father's apartment at the time Ms. Sellers and the father agreed to joint physical custody of the children in their divorce decree. A portion of the transcript that addresses my response following Ms. Seller's closing argument (Exhibit Three). Obviously, the children were not sleeping on the floor as fabricated by Ms. Sellers

Ms. Sellers patently fabricated in her sworn affidavit that I routinely excused myself during the three days of trial. During the three days of testimony there were only three breaks outside of the lunch breaks. Out of the three breaks, I requested one break after a witness was on the stand for over ninety minutes and the remaining two breaks were at the request of the attorney (Exhibit Four).

I deny that I communicated with the Honorable Alex Kinlaw, Jr. during the hearing about the proceedings that took place.

The attached documents filed with the court (Exhibit Five) and the Order reflect Ms. Seller's bringing unfounded and seemingly false allegations against individuals involved in this case. The basis for my decision in Ms. Seller's case, which she has now appealed to the South Carolina Court of Appeals, was because I was concerned with Ms. Seller's residential instability, and instability in her employment and personal relationships. Ms. Sellers now lives in the state of Georgia.

Ms. Sellers lists Mike Sellers as a witness. Mike Sellers is her father and he testified against her and in favor of the father at trial.

I did not violate any of the Judicial Canons as alleged by Ms. Sellers.

In short, Ms. Seller's allegations, the Orders, her documents, or portions of the transcript from the three days of trial do not reflect I violated any aspect of the Judicial Code, or my oath as a judge or showed any bias. Thus, I humbly and respectfully deny the charges and request a dismissal of such. In fact, the portions of the hearing transcript confirm Ms. Seller's mischaracterization of the allegations in her complaint against me.

I offer the following individuals as witnesses: Attorney Marcus Meetze, (864) 271-3555, Attorney Lisa Mobley (864) 233-1657, Mr. Douglas Nicholls (843) 241-3508 and The Honorable Alex Kinlaw, Jr.,(864) 467-5851.

Respectfully Submitted,



---