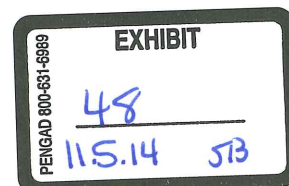


JUDICIAL MERIT SELECTION COMMISSION
PERSONAL DATA QUESTIONNAIRE

Court, Position, and Seat # for which you are applying:
Circuit Court At-Large Seat 9

1. NAME: Mr. Timothy Ward Murphy
BUSINESS ADDRESS: 107 North Main Street
Sumter, SC 29150
TELEPHONE NUMBER: (office): (803) 418-0800
2. Date of Birth: 1958
Place of Birth: Pittsburgh, PA
3. Are you a citizen of South Carolina? Yes.
Have you been a resident of this state for at least the immediate past five years? Yes.
5. Family Status: Married on November 8, 1986, to Jody Diane (Henderson) Murphy. Never divorced, two children.
6. Have you served in the military?
January 15, 1987-February 1, 2007, US Air Force, Lieutenant Colonel, retired status.
7. List each college and law school you attended, including the dates of your attendance, the degrees you received, and if you left an institution without receiving a degree, the reason for your departure.
 - (a) Duquesne University School of Law, Pittsburgh PA (1982-86) JD;
 - (b) Duquesne University (1980-84) MA (Political Science);
 - (c) Duquesne University (1977-80) BA (cum laude) (Political Science);
 - (d) Saint Fidelis College, Herman, PA, (1976-77) transferred to Duquesne after deciding not to continue seminary studies for Catholic priesthood.
8. List the states in which you have been admitted to practice law and the year of each admission. Also list any states in which you took the bar exam but were never admitted to the practice of law. If you took the bar exam more than once in any of the states listed, please indicate the number of times you took the exam in each state.
Pennsylvania, 1986 (presently inactive); SC, 2006.
9. List the significant activities in which you took part during your attendance at college, graduate, and law school. Give the dates you were involved in these activities and list any leadership positions you held.
 - (a) Dean's List ('76-'80);
 - (b) Student Government Association ('78-80, Commuter President; Arts and Sciences Senator; Communications VP);
 - (c) Omicron Delta Kappa ('78-'80. VP);
 - (d) Resident Assistant ('79-'82);
 - (e) Graduate Teaching Assistant ('80-82);
 - (f) Assistant Resident Director ('82-'85);
 - (g) Duquesne University Law Review ('83-'85);
 - (h) Student Bar Association (Class Representative '84-'85);
 - (i) Law School Teaching Assistant ('85-'86).
10. Describe your continuing legal or judicial education during the past five years. Include only the title and date of any continuing legal or judicial education course completed.



| <u>Date(s)</u> | <u>Conference/CLE Name</u> |
|----------------|--|
| 5/2/14 | CJA Mini-Seminar—Spring 2014; |
| 10/24/13 | Federal Criminal Practice—Fall 2013; |
| 9/23/13 | 2013 Annual Public Defender Conference; |
| 5/3/13 | CJA Mini-Seminar—Spring 2013; |
| 3/1/13 | Lawyer Mentoring Program; |
| 12/11/12 | Special Issues in Military Divorce (teaching); |
| 10/25/12 | Federal Criminal Practice—Fall 2012; |
| 9/24/12 | 2012 Annual Public Defender Conference; |
| 10/20/11 | Federal Criminal Practice—Fall 2011; |
| 9/26/11 | 2011 Annual Public Defender Conference; |
| 7/6/11 | Understanding the Immigration Case; |
| 5/13/11 | CJA Mini-Seminar—Spring 2011; |
| 11/22/10 | Omnibus Crime Reduction Seminar; |
| 10/28/10 | Federal Practice Seminar—Fall 2010; |
| 10/4/10 | Sentencing Guidelines Seminar; |
| 9/27/10 | 2010 Public Defender Conference; |
| 5/7/10 | CJA Mini-Seminar—Spring 2010; |
| 10/29/09 | Federal Criminal Practice—Fall-2009; |
| 10/15/09 | Federal Sentencing Guidelines; |
| 9/28/09 | 2009 SC Public Defender Conference; |
| 5/1/09 | CJA Mini-Seminar—Spring 2009; |
| 12/22/08 | A Tangled Web: A Civil Case; |
| 10/6/08 | Guideline Seminar; |
| 9/28/08 | 2008 Public Defender Conference. |

11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs? If so, briefly describe each course or lecture.

- (a) 2012: CLE (SC Bar) Special Issues in Military Divorce: one credit on-demand webcast for SC Bar CLE Division;
- (b) 2011: CLE Representing Service members and Veterans, Columbia SC: Taught sections on military organizations and issues unique to criminal representation of military clients;
- (c) 2009: CLE Special Issues in Military Divorce, Columbia SC: Taught section about unique issues related to military divorce and child support;
- (d) 2003: United States Army Judge Advocate General School, Charlottesville, VA: Lectured on Homeland Security issues to military attorneys;
- (e) 2002-03: Defense Equal Opportunity Management Institute (DEOMI), Patrick AFB, FL: Taught sections on unlawful discrimination and sexual harassment to students studying to become AF social actions representatives;
- (f) 1994-96, 2000-01: United States Air Force Judge Advocate General School, Maxwell AFB, AL: Taught trial advocacy courses, also critiqued less experienced military attorneys using NITA method;
- (g) 1993-97: United States Air Force Academy, Colorado: see duties below;
- (h) 1987-90: University of Maryland (Overseas Division) RAF Greenham Common, UK: Taught Business Law I and II to military members;

- (i) 1987-88: City Colleges of Chicago (Overseas Division), RAF Greenham Common, UK: Taught classes on real estate law and police practices to military members;
 - (j) 1985-86: Duquesne University School of Law, Pittsburgh PA (teaching assistant) Taught section of legal writing and research to first year law students.
12. List all published books and articles you have written and give citations and the dates of publication for each.
- (a) Since December 2010, I have written 15 law-related informational articles in the quarterly Sumter Living Magazine titled:
 - 1. “Murphy’s Law”. Keep Your Eye on the Road: Laws for Summer Recreation Vehicles (Vol. 11 No.3)
 - 2. Public Defenders: Advocates for the Poor (Vol. 11 No. 2)
 - 3. The Church, the State and the Constitution (Vol. 11 No. 1)
 - 4. Understanding the Veterans’ Disability Claims Process (Vol. 10 No. 6)
 - 5. Child Custody and Support (Vol. 10 No. 4)
 - 6. Marriage and Divorce in SC (Vol. 10 No. 2)
 - 7. Crime Committed by Kids: The Juvenile Justice System (Vol. 10 No. 1)
 - 8. Make My Day: The Castle Doctrine in SC (Vol. 9 No. 6)
 - 9. The Military Justice System (Vol. 9 No. 5)
 - 10. Duties of a Landowner to Their Guests and Trespassers Too (Vol. 9 No. 4)
 - 11. Adoption—A Permanent Solution to a Temporary “Problem” (Vol. 9 No. 3)
 - 12. What to Expect If You Get Arrested (Vol. 9 No. 1)
 - 13. Magistrate Court: The “People’s Court” in SC (Vol. 8 No. 6)
 - 14. Answers to Common Questions About Wills (Vol. 8 No. 5)
 - 15. Nothing Simple About Simple Documents and Forms (Vol. 8 No. 4);
 - (b) A Defense of the Role of the Convening Authority: The Integration of Justice and Discipline. 28 The Reporter 3 (September 2001);
 - (c) Law for Air Force Officers. Kendall-Hunt Publishing Co., Dubuque Iowa (1997) General Editor & Contributing Author;
 - (d) Excerpts from the Nuremberg Trials. 6 USAFA Journal of Leg. Studies 5 (1995-1996) (with Jeff E. Whitfield);
 - (e) A Matter of Force: The Redefinition of Rape. 39 AF Law Review 19 (1996);
 - (f) The Commonwealth of Independent States: Mechanism for Stability or Domination?;
 - (g) USAFA Journal of Leg. Studies 57 (1994-1995);
 - (h) Corroboration Resurrected: The Military Response to Idaho v Wright; 145 Mil Law Rev. 166 (1994);
 - (i) Preparing Prosecuting and Understanding Spouse Abuse Cases. 19 The Reporter 7 (1992).
13. List all courts in which you have been admitted to practice and list the dates of your admission. Give the same information for administrative bodies that require a special admission to practice.
- (a) Commonwealth of Pennsylvania (1986) presently inactive;
 - (b) United States Court of Appeals for the Armed Forces (1987);
 - (c) United States Air Force Court of Criminal Appeals (2001);
 - (d) United States Supreme Court (2001);
 - (e) State of SC (2006);

- (f) United States District Court for District of SC (2007);
 - (g) United States Court of Appeals for the Fourth Circuit (2008);
 - (h) United States Court of Veterans Appeals (2008).
14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.
- (a) After graduating from Duquesne School of Law, I served from August 1986 to January 1987 as the Law Clerk for two trial level judges (Hon. Gary G. Leasure and Hon. J. Frederick Sharer) for the Circuit Court in Allegany County, Cumberland, Maryland. I also served as the county legal law librarian. In this position, I assisted the court with research, writing orders and opinions and other duties as directed by the judges. I left this position to enter active duty with the United States Air Force;
 - (b) After a period of training (Jan-March 1987), I served as the Assistant Staff Judge Advocate for the 501st Tactical Missile Wing at RAF Greenham Common, United Kingdom between March 1987 and July 1989. I supervised two paralegals and was responsible for adjudicating various tort claims, international claims and medical claims filed against the Air Force totaling over \$250,000 per year. I was the primary legal advisor to the base clinic on medical tort liability and standard of care issues. As a base level prosecutor, I tried thirteen courts-martial, including three where I was specifically requested "by name" to travel to other Air Force bases in the United Kingdom. The cases included vehicular homicide, child sexual abuse, drug distribution, spouse abuse, aggravated assault and other crimes under the Uniform Code of Military Justice (UCMJ). I also successfully represented the Air Force in an eviction action against a British subject before the British Crown Court;
 - (c) In July 1989 I transferred from the base legal office and became the Area Defense Counsel for RAF Greenham Common, RAF Welford and RAF Fairford, United Kingdom until June 1990. I represented military defendants in a dozen courts-martial, two litigated administrative boards and over 150 various other actions. Cases included rape, arson, assault and other violations of the UCMJ. I never lost a litigated case and was able to get three charged cases dismissed before trial by the commander. My supervisor ranked me as top defense attorney in the United Kingdom;
 - (d) From June 1990 to June 1993, I was stationed at Travis Air Force Base, California where I served as one of four full time lead supervisory prosecutors representing the United States at 21 AF bases in an 8 state region throughout the western USA. I obtained convictions in over 60 courts-martial in a three year period in felony level cases, including rape, armed robbery, aggravated assault, child sexual abuse, spouse abuse, desertion, drug use and distribution, various forms of fraud and theft. I was the first Air Force prosecutor to make use of expert testimony regarding "Battered Spouse Syndrome" to help explain the reluctance of beaten spouses to testify truthfully against their abusers. My responsibilities also included training base level prosecutors in trial preparation and advocacy;
 - (e) From June 1993 until February 1997, I was stationed at the United States Air Force Academy teaching various undergraduate legal courses in the Department of Law. Over the course of my tour, I rose to the academic rank of Associate Professor and

for three years served as the Course Director of the only legal “core” course at the Academy required for all cadets. In addition to my own teaching load, this duty required me to direct the work of 11 faculty members. I also taught two electives (criminal law and constitutional law). I served as the Academic Advisor in Charge for the Department’s undergraduate Legal Studies major, as an advisor and hearing officer for the Academy’s Honor Code system, and as a faculty recruiter and tutor for the AFA football team. During my last year, I was chosen to create a new “core” course and oversee the writing and publication of its textbook. In addition to my academic responsibilities, I was the prosecutor in one court martial of a cadet for assault, and served as the Article 32, UCMJ hearing officer (similar to a magistrate in a preliminary hearing) in about six other military cases at various Colorado Springs AF bases. I was selected as the Academy’s “Outstanding Educator in Law” for the 1996-1997 academic year;

- (f) From February 1997 until July 2000, I was assigned as the Staff Judge Advocate (SJA) for the 435th Airlift Wing at Dover Air Force Base, Delaware, supervising a staff of seven attorneys, ten paralegals and three civilian support staff at a base consisting of over 5000 active duty personnel. I was responsible for legal advice to over 30 commanders on a wide range of criminal and civil issues, including military justice, environmental law, contracts, labor and employment, property, fiscal and tax law, torts and various administrative actions. On behalf of the base commander, I personally negotiated with legal representatives and other officials from state and federal governments on various issues of concern to the base. These included direct negotiations with the Attorney General of Delaware regarding jurisdiction in criminal cases involving active duty airmen, EPA and state environmental officials on fines for regulatory violations and local authorities regarding zoning restrictions related to property next to the base. I was responsible for the administration of a military justice system that, over a three year period, prosecuted over 30 courts-martial and over 250 other adverse criminal actions, as well as an additional 150 cases in US Magistrate Court. Additionally, I settled various tort and medical claims against the United States totaling over \$18 million. In 2000, I provided legal briefings, both “on the record” and “on background”, to local and national media organizations—including “60 Minutes”—during the national coverage of UCMJ proceedings against an officer who refused to obey an order to take the anthrax vaccine;
- (g) From July 2000 until January 2002, I was assigned as the Chief Appellate Defense Counsel and Deputy Division Chief of the AF Appellate Defense Division at Bolling AFB, DC. I represented military defendants on appeal before the Air Force Court of Criminal Appeals, the US Court of Appeals for the Armed Forces and the United States Supreme Court. I provided daily management and direction to a staff of 19 attorneys and 3 paralegals, personally argued 5 cases before service courts, and drafted 90 briefs in cases ranging from murder to dereliction of duty. During my tour, I supervised the drafting of over 1400 briefs to the military appellate courts and an additional dozen writs to the US Supreme Court;
- (h) From January 2002 to June 2004, I was assigned to the Headquarters of the Air Force Judge Advocate General Corps at the Pentagon in the Administrative Law Division. I was the primary legal advisor on issues arising from re-organization,

homeland security, civil rights, equal opportunity and matters dealing with federal civilian employees. I wrote eight published Civil Law Opinions of the Air Force Judge Advocate General that established precedential policy on matters involving command structures, the constitutionality of various minority recruitment programs and the forced deployment of civilian federal employees in support of operations in Iraq and Afghanistan;

- (i) From June 2004 until my retirement from the Air Force in February 2007, I was the Deputy Staff Judge Advocate of Ninth Air Force and US Central Command Air Forces (9AF/CENTAF) at Shaw Air Force Base, SC. The 13 member legal office at 9AF/CENTAF provided advice to four bases in the USA and over 13 bases and units in Southwest Asia on issues ranging from the UCMJ to flyover rights for AF aircraft under international law. During this assignment, I also was deployed three times as the Staff Judge Advocate (primary legal advisor) at the Combined Air Operations Center at Al Udeid AB in Qatar. In addition to supervising two attorneys, I provided time-sensitive operational legal advice on myriad targeting and other international legal issues arising under the laws of armed conflict to the commander controlling combat air operations in Iraq and Afghanistan. I held a Top Secret Security Clearance during my military career and retired with the rank of Lieutenant Colonel;
- (j) After my retirement in February 2007, I joined The Law Offices of Wade S. Kolb, Jr. in Sumter, SC as an associate for one year, and then as a partner in the firm of Kolb & Murphy, Attorneys at Law, LLC. My practice with the firm consists of criminal defense in federal trial and appellate courts (including military courts-martial), and general civil practice in state and federal courts. My general practice has consisted mostly of probate issues, breach of contract, accidents and claims before various federal administrative bodies. These include proceedings involving the Veterans Administration, Social Security Administration and Equal Employment Opportunity Commission. I have a small family law practice consisting almost exclusively of military clients;
- (k) At the same time, I have served as a part-time Public Defender in Sumter County, representing indigent clients in Circuit Court. Since July 2012, I have also served as the Chief Public Defender for Sumter County, where I assist the Chief Defender for the Third Circuit with administrative responsibilities unique to Sumter County. My caseload as a Public Defender has varied between 150-300 active cases. I have represented indigent clients in a number of litigated cases, including murder, criminal sexual conduct with a minor, criminal sexual conduct first degree, burglary, assault with intent to kill and other crimes.

If you are a candidate for Circuit Court, please provide a brief written description of your experience in criminal matters, including any cases handled over the past five years and include a brief description of the issues involved. Further, please provide a brief written description of your experience in civil matters, including any cases handled over the past five years and include a brief description of the types of matters handled, issues involved, and procedural history. Please include information such as the primary areas in civil court in which you practice, whether you represent plaintiffs or defendants, or both. You may go back further than five years if you feel it would assist the Commission with its assessment of

your experience. If you lack experience in an area, describe how your background has prepared you to preside over such matters as a Circuit Court Judge, or how you would compensate for your lack of experience in this area.

As noted, in my capacities as a public defender and in private practice, I have represented hundreds of criminal defendants before the Circuit Court and US District Court, as well as at a General Courts-martial held on Shaw AFB. Cases that have proceeded to trial include defendants accused of murder, criminal sexual conduct, armed robbery, burglary and other offenses.

I have represented plaintiffs in the relatively few civil cases I have handled. They include three automobile accident cases which were settled either shortly before or after the filing of a complaint in the Court of Common Pleas, and one case in US District Court alleging the tort of intentional infliction of emotional distress against a Florida corporation on behalf of an employee. All cases settled prior to trial. I also handled about five debt collection actions in magistrate court. Three of these went to trial and my client received a judgment in all three cases. The remaining civil cases I have handled involve administrative claims under the Federal Tort Claims Act (two medical malpractice cases), Veterans Claims, Social Security claims and various discrimination and harassment claims under Federal law before the Equal Employment Opportunity Commission.

During my Air Force career, I handled a wide variety of cases and claims involving civil law issues, including medical malpractice, various tort actions, contract law, environmental law, employee law and zoning issues. Thus, while I have not litigated a wide variety of civil matters, I do believe that I have the requisite understanding of these types of cases as a result of my experience.

15. What is your rating, if any, by any legal rating organization, such as, Best Lawyers, Chambers, Legal 500, Martindale-Hubbell, Who's Who Legal, Super Lawyers, etc.? If you are currently a member of the judiciary, list your last available rating, if any.

To my knowledge I do not have a rating by any organization.

16. What was the frequency of your court appearances during the past five years?
- (a) federal: 25%;
 - (b) state: 75%.
17. What percentage of your practice involved civil, criminal, domestic, and other matters during the past five years?
- (a) civil: 15%;
 - (b) criminal: 70%;
 - (c) domestic: 10%;
 - (d) other: 5%.
18. What percentage of your practice in trial court during the past five years involved matters that went to a jury, including those that settled prior to trial?
- (a) jury: 25%;
 - (b) non-jury: 75%.

Did you most often serve as sole counsel, chief counsel, or associate counsel in these matters? Sole counsel.

19. List five of the most significant litigated matters you have personally handled in either trial or appellate court or before a state or federal agency. Give citations if the cases were reported and describe why these matters were significant.

- (a) United States v. Scheffer, 523 US 303; 118 S. Ct. 1261; 140 L. Ed. 2d 413 (1998). As the trial prosecutor in this case, I moved to suppress the results of an exculpatory polygraph offered by the defendant to deny his use of illegal drugs. The defendant had moved at trial that he was entitled to introduce this evidence and that military rules of evidence mandating exclusion were in violation of the due process clause. At trial, I successfully argued against the defense motion. On appeal, after one military appellate court held otherwise, the US Supreme Court concluded that the military rules of evidence mandating exclusion of polygraph evidence did not violate the due process clause and the conviction in this case was ultimately affirmed;
- (b) SC v. Stavis, 2009-GS-43-0801. This was the last of three trials in which I represented Mr. Stavis, the last two of which he was facing life imprisonment without parole if convicted. He was acquitted at each trial. In this case, Mr. Stavis was charged with CSC 1st, Kidnapping and Burglary First degree. The State's evidence included a DNA sample. At trial, I elicited testimony from the alleged victim during cross-examination that flatly contradicted the testimony of a police officer testifying for the State. I was also able to introduce evidence that the alleged victim had a poor reputation for truthfulness, had racial bias and undercut the argument that the encounter was non-consensual. The case received some coverage in the local media and, given the prior acquittals, the State gave a maximum effort to secure a conviction. It was an extremely difficult case factually given the DNA evidence;
- (c) United States v. Manginell, 32 MJ 891 (AFCMR 1991). This case, arising from "Operation Just Cause" (the US invasion of Panama in 1989) was the first military prosecution for the charge of "looting" under Article 103, UCMJ in about twenty-five years. During my preparation as the trial prosecutor, I discovered a conflict in the military legal authorities concerning the definition of "looting" and whether an element of "force" was required for the crime. In support of the legality of defendant's guilty plea to the charge, I drafted a detailed brief supporting the conclusion that the crime of "looting" did not require an element of force. On appeal, the Air Force appellate court agreed with my analysis and referenced my brief in its opinion upholding the plea. The case was relied upon in subsequent military cases concerning this crime, and the current definition of "looting" in military legal authorities clearly reflect its holding concerning the absence of force;
- (d) SC v. Shannon, 2010-GS-43-0648. I represented Mr. Shannon at trial on a murder charge. He was accused of shooting and killing his girlfriend. The defense strategy was to seek a conviction for involuntary manslaughter, arguing that while my client was reckless, the shooting was not malicious. The defense case was "proven" through the State's witnesses and evidence, including the 911 tape submitted by the State, the testimony of first responders and some helpful testimony from the forensic experts from SLED. I also successfully argued against the State's contention that a charge for involuntary manslaughter was not supported by the facts. Mr. Shannon was convicted by the jury of involuntary manslaughter and was sentenced to five years;
- (e) United States v Hennis, 40 MJ 865 (AFCMR 1994). The complexity of this case is not evident in the appellate opinion. I served as the trial prosecutor. The defendant was charged with various indecent acts upon his minor daughter at his duty stations

in Utah and in Idaho. On the evening before trial, defendant and his civilian defense attorney left Idaho, traveled to Utah and attempted to enter guilty pleas to similar charges in state court. Utah authorities returned the defendant to military authorities. However, defendant's wife and daughter (the victim) refused to return to Idaho to testify in his court-martial. As a result, the prosecution case rested on a detailed "diary" summarizing and detailing the abuse that was required as part of her medical treatment. I successfully overcame a defense motion to suppress this "diary" under the hearsay exception for statements made in furtherance of a medical diagnosis. I also successfully argued against attacks on military jurisdiction and bias in the selection of the court-martial panel. After losing this motion, defense conceded certain facts (that serve as the basis for the appeal). Defendant was convicted without the testimony of the victim.

20. List up to five civil appeals you have personally handled. Give the case name, the court, the date of decision, and the citation if the case was reported. If you are a candidate for an appellate court judgeship (please attach one copy of briefs filed by you in each matter).

I have never appealed a civil case to the Court of Appeals or the Supreme Court. I have been involved in an appeal of one probate matter to the Court of Common Pleas. The case was Wise v. Manley, 2007-CP-14-190. The Court of Common Pleas remanded the case to the Probate Court requesting clarification on one of the issues and shortly afterward, the case settled.

21. List up to five criminal appeals that you have personally handled. Give the case name, the court, the date of decision and the citation if the case was reported. If you are a candidate for an appellate court judgeship (please attach one copy of briefs filed by you in each matter).

- (a) United States v. Washington, 54 MJ 936 (AF Court of Criminal Appeals 2001); remanded United States v. Washington, 57 MJ 936 (US Court of Appeals Armed Forces 2002) decision date: 9/20/2002;
- (b) United States v. Whitney, 55 MJ 413 (US Court of Appeals Armed Forces 2001) decision date: 9/20/2001;
- (c) United States v. Traum, ACM No. 34225 (AF Court of Criminal Appeals 2002) (unpublished) decision date: 6/28/2002;
- (d) United States v. Ross, 416 Fed. Appx 289 (4th Cir. 2011) (unpublished) date decided: 3/16/11;
- (e) United States v. David, 12-4492 (4th Cir. 2013) (unpublished) date decided: 1/31/13.

22. Have you ever held judicial office? No.

24. Have you ever held public office other than judicial office. No.

25. List all employment you had while serving as a judge (whether full-time or part-time, contractual or at will, consulting or otherwise) other than elected judicial office. Specify your dates of employment, employer, major job responsibilities, and supervisor. N/A.

26. Have you ever been an unsuccessful candidate for elective, judicial, or other public office? No.

27. Have you ever been engaged in any occupation, business, or profession other than the practice of law, teaching of law, or holding judicial or other public office?

During my initial Air Force tour, judge advocates were tasked at the time to augment the staff of the operational wing as intelligence officers. I received training and served as an intelligence officer during exercises. During my deployments to Qatar, I was the

commander of the flight during travels to and from the United States due to my status as the senior ranking officer.

28. Are you now an officer or director or involved in the management of any business enterprise? No.
29. A complete, current financial net worth statement was provided to the Commission.
30. Describe any financial arrangements or business relationships you have, or have had in the past, that could constitute or result in a possible conflict of interest in the position you seek. Explain how you would resolve any potential conflict of interest. None.
31. Have you ever been arrested, charged, or held by federal, state, or other law enforcement authorities for violation or for suspicion of violation of any federal law or regulation, state law or regulation, or county or municipal law, regulation, or ordinance, or any other law, including another country's law? No.
32. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute? No.
33. Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? Have you ever defaulted on a student loan? Have you ever filed for bankruptcy? No.
34. Have you ever been sued, either personally or professionally, that is, have you ever been named as defendant or respondent in any court of law? No.
36. Have you ever been investigated by the Department of Social Services? Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect? No.
37. If you are in private practice, are you covered by malpractice insurance and, if so, how long have you carried malpractice insurance?

Since 2007 I have been covered by malpractice insurance that is paid by the firm of Kolb & Murphy, Attorneys at Law LLC. Presently, the firm is insured by First Indemnity Insurance Group in the amount of \$500,000 per claim and \$1 million aggregate. The deductible is \$1000.

38. Are you active on or a member of a social media or Internet site or have you, to your knowledge, been featured or depicted on a social media or Internet site, such as, Facebook, LinkedIn, Twitter, etc.?

I presently have Facebook, LinkedIn and Twitter accounts. The LinkedIn account is for professional purposes and I would delete it if I were elected. I use the Facebook account to primarily interact with family, old classmates and friends and individuals I have been stationed with in the Air Force. My Twitter account is primarily used to get access to various sports publications and blogs and I do not actively participate. In regard to the Facebook and Twitter accounts, I would limit the personal information available to others and minimize my comments. I do not comment on work related matters in any event.

39. Are you now or have you ever been employed as a "lobbyist," as defined by S.C. Code § 2-17-10(13), or have you acted in the capacity of a "lobbyist's principal," as defined by S.C. Code § 2-17-10(14)? No.
40. Since filing with the Commission your letter of intent to run for judicial office, have you accepted lodging, transportation, entertainment, food, meals, beverages, money, or any other thing of value as defined by S.C. Code § 2-17-10(1) from a lobbyist or lobbyist's principal?

No.

41. S.C. Code § 8-13-700 provides, in part, that “[n]o public official, public member, or public employee may knowingly use his official office, membership, or employment to obtain an economic interest for himself, a member of his immediate family, an individual with whom he is associated, or a business with which he is associated.” Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions. None.
42. S.C. Code § 8-13-765 provides, in part, that “[n]o person may use government personnel, equipment, materials, or an office building in an election campaign.” Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions. None.
43. Itemize (by amount, type, and date) all expenditures, other than those for travel and room and board, made by you, or on your behalf in furtherance of your candidacy for the position you seek. None at this time.
44. List the amount and recipient of all contributions made by you or on your behalf to members of the General Assembly since the announcement of your intent to seek election to a judgeship. None.
45. Have you directly or indirectly requested the pledge of any member of the General Assembly as to your election for the position for which you are being screened? Have you received the assurance of any public official or public employee that they will seek the pledge of any member of the General Assembly as to your election for the position for which you are being screened? No.
46. Have you requested a friend or colleague to contact members of the General Assembly on your behalf? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf? No.
47. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy? No.
48. Have you or has anyone acting on your behalf contacted members of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate? No.
49. List all bar associations and professional organizations of which you are a member and give the titles and dates of any offices you have held in such groups.
 - (a) Sumter County Bar Association, 2007 to present;
 - (b) SC Bar Association, 2007 to present;
 - (c) Law Related Education (LRE) Committee (2007-present; Chair, “We the People” sub-committee, 2012-present);
 - (d) Military and Veterans Law Council (2012-present);
 - (e) Duquesne University Law School Alumni Association.
50. List all civic, charitable, educational, social, and fraternal organizations of which you are or have been a member during the past five years and include any offices held in such a group, any professional honors, awards, or other forms of recognition received and not listed elsewhere.
 - (a) Sumter-Palmetto Rotary Club (2007-present; Board member, 2013-present);
 - (b) Military Officers Association of America, Santee-Wateree Chapter (2011-present, Vice-President, President);
 - (c) Sumter-Shaw Community Council (2007-present);
 - (d) Saint Anne Catholic School Advisory Board (2012-13, President);

- (e) Our Lady of the Skies Catholic Faith Community Advisory Council (2012-present);
 - (f) Chapel Finance Working Group, 2012-present).
51. Provide any other information that may reflect positively or negatively on your candidacy, or which you believe should be disclosed in connection with consideration of you for nomination for the position you seek. This information may include how your life experiences have affected or influenced the kind or type of judge you have been or plan to be.

By their words and example, my parents impressed upon me growing up the importance of service and treating others with respect, without regard to background, and without regard to the attitude or actions of others. These values probably explain what attracted me to both the legal profession and the military. I've tried to keep this standard as I've had the opportunity to meet and deal with a wide variety of people from different backgrounds and cultures from across our country and throughout the world. What I have observed is that, notwithstanding their differing backgrounds and cultures, most people have similar outlooks and values, and most people reciprocate the type of treatment they receive. Lawyers are in the "people business."

No matter the nature of the representation or the area of law involved, attorneys tend to deal with people who are "in distress" as well as "under stress." The lessons and example my parents provided to me have served me well as a husband, father, officer and an attorney, and should I have the privilege, they would provide the basis of my conduct as a Circuit Court judge.

52. References:

- (a) Wade S. Kolb, Jr.
107 N. Main Street
Sumter SC 29150
(803) 418-0800
- (b) Jack D. Howle, Jr.
215 N. Harvin St., Rm 151
Sumter, SC 29150
(803) 774-6137
- (c) Darla Pierce
PO Box 1783
Lake City, SC 29560
(843) 374-2889
- (d) Christopher Ramras
8432 NW Hawkins Blvd,
Portland, OR 97229
(503)988-3195
- (e) Cheryl Hodge
SAFE FCU
PO Box 2008
Sumter, SC 29151
(803)469-8600 x3062

I HEREBY CERTIFY THAT MY ANSWERS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

Signature: Timothy Ward Murphy
Date: August 5, 2014