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SCREENING HEARINGS

November 28, 2023

2023 Judicial Merit Selection Commission

REPORTER: Kathryn Bostrom

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2	JUDICIAL MERIT SELECTION COMMISSION
3	TRANSCRIPT OF PUBLIC HEARINGS
4	* * * *
5	
6	BEFORE: REPRESENTATIVE "MICAH" CASKEY, IV, CHAIRMAN
7	SENATOR LUKE A. RANKIN, VICE CHAIRMAN
8	SENATOR SCOTT TALLEY
9	REPRESENTATIVE WALLACE H. "JAY" JORDAN, JR.
10	SENATOR RONNIE SABB
11	REPRESENTATIVE J. TODD RUTHERFORD
12	HOPE BLACKLEY
13	LUCY GREY MCIVER
14	ANDREW N. SAFRAN
15	J.P. PETE STROM
16	ERIN B. CRAWFORD, CHIEF COUNSEL
17	* * * *
18	
19	DATE: November 28, 2023
20	TIME: 9:30 a.m.
21	LOCATION: Gressette Building, Room 105
22	1101 Pendleton Street
23	Columbia, South Carolina 29201
24	
25	REPORTED BY: Kathryn B. Bostrom, Court Reporter

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5	dashes [] Intentional or purposeful]
6	interruption
7	[ph] Denotes phonetically written
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1	P-R-O-C-E-E-D-I-N-G-S
2	CHAIRMAN CASKEY: Good morning, ladies and gentlemen.
3	We'll go ahead and call to order today's hearing
4	for the Judicial Merit Selection Commission. On
5	motion of Senator Talley, seconded by Senator
6	Rankin, the pending question is a motion to go
7	into executive session. All in favor signify by
8	saying aye. Aye. All opposed nay. The ayes
9	have it. We will go into executive session for a
10	brief legal briefing and then we'll be back.
11	Thank you.
12	(Executive Session was held from 9:54 to 10:03 am)
13	(Off the Record)
14	CHAIRMAN CASKEY: All right. Ladies and gentlemen, we
15	are back on the record as we've come out of
16	executive session. For the record, while we were
17	in executive session, no decisions were made and
18	no votes were taken. Senator Rankin.
19	SENATOR RANKIN: Thank you, Mr. Chairman. I would
20	initially like to make a motion that for the
21	Chief Justice, the Honorable John W. Kittredge,
22	who is unchallenged, be found qualified and
23	nominated.
24	REPRESENTATIVE RUTHERFORD: Second the motion.
25	CHAIRMAN CASKEY: Seconded by Representative

1	Rutherford. The pending question then is to find
2	Justice John Kittredge qualified and nominated to
3	the Supreme Chief Justice position of the
4	South Carolina Supreme Court. All in favor
5	signify by saying aye
6	MEMBERS: Aye.
7	
8	CHAIRMAN CASKEY: and raise your hands if you would,
9	please.
10	MEMBERS: Aye.
11	CHAIRMAN CASKEY: All opposed nay. By unanimous vote,
12	John Kittredge is hereby nominated to the Chief
13	Justice position of the South Carolina Supreme
14	Court.
15	SENATOR RANKIN: Now, Mr. Chairman, similarly, I'd like
16	to make a motion that the following judges who
17	are running unopposed for reelection be found
18	qualified and nominated by the Commission.
19	First, Seat 8 of the Court of Appeals, the
20	Honorable "Jay" Jerry Deese Vinson, Jr., from
21	Florence, be found qualified and nominated.
22	SENATOR TALLEY: Second.
23	CHAIRMAN CASKEY: Seconded by Senator Talley. The
24	pending question is the nomination the
25	qualification and nomination of the Honorable

1 Jerry Deese Vinson to reelection of Seat 8 on the 2 South Carolina Court of Appeals. All in favor 3 signify by saying aye and raising your hands. 4 MEMBERS: Aye. 5 CHAIRMAN CASKEY: Aye. All opposed nay. By unanimous 6 vote, the Honorable Jerry Deese Vinson, Jr. is 7 nominated -- found qualified and nominated to --8 for Seat 8 of the Court of Appeals. SENATOR RANKIN: And finally -- well, not finally, but 9 10 next to the last, Circuit Court Judges, there are 11 a number of judges who are likewise running 12 unopposed: Judge Kristi Curtis, Third Judicial 13 Circuit, Seat 2; Judge Michael Holt, Fourth 14 Judicial Circuit, Seat 2; Judge Coble, Fifth 15 Judicial Circuit, Seat 2; Grace Knie, Judge Knie, 16 Seventh Judicial Circuit, Seat 2; Gene Griffith, Bubba Griffith, Seat 8 -- 2 of the Eighth 17 Judicial Circuit. In the Tenth Judicial Circuit, 18 19 Judge Sprouse, Seat 2. In the Eleventh Judicial Circuit, Seat 1, Judge Keesley; Eleventh Judicial 2.0 21 Circuit, Seat 2, Walt McLeod, Judge McLeod; Twelfth Judicial Circuit, Seat 1, Judge Nettles; 22 23 and the Fourteenth Judicial Circuit, Judge Bonds. 24 Again, Mr. Chairman, I move that we find these 25 candidates and judges who are running unopposed

1	qualified and nominated.
2	REPRESENTATIVE JORDAN: Second.
3	CHAIRMAN CASKEY: Seconded by Representative Jordan.
4	The pending question is the qualification and
5	nomination of those judges identified by Senator
6	Rankin. All in favor signify by saying aye and
7	raising your hand.
8	MEMBERS: Aye.
9	CHAIRMAN CASKEY: All opposed nay. By unanimous vote,
10	those judges named by Senator Rankin are found
11	qualified and nominated for their respective
12	seats.
13	SENATOR RANKIN: In the Administrative Law Court, Seat
14	1, Judge Ralph Anderson, unopposed. I move that
15	he be found qualified and nominated.
16	MS. BLACKLEY: Second.
17	CHAIRMAN CASKEY: That motion seconded by Ms. Blackley.
18	Brings us to the pending question of the
19	qualification and nomination of the Honorable
20	Ralph K. Anderson III to Seat 1 of the
21	Administrative Law Court. All in favor signify
22	by saying aye and raising your hand.
23	MEMBERS: Aye.
24	CHAIRMAN CASKEY: Opposed nay. By unanimous vote,
25	Ralph K. Anderson III is found qualified and

1	nominated Seat 1 of the Administrative Law Court.
2	SENATOR RANKIN: And then finally, Mr. Chairman, just
3	regarding the continued service of Justice Jean
4	Toal, I move that she be found qualified to serve
5	in the Active retirement capacity retired
6	capacity. That does
7	SENATOR TALLEY: Second.
8	SENATOR RANKIN: not require a vote, but we're not
9	nominating her. Move that she be found
10	qualified.
11	REPRESENTATIVE RUTHERFORD: Second.
12	CHAIRMAN CASKEY: Motion seconded first by Senator
13	Talley. Brings us to the question of finding The
14	Honorable Jean Hoefer Toal as qualified for
15	continued service as an active retired judge in
16	South Carolina. All in favor signify by saying
17	aye and raising your hands.
18	MEMBERS: Aye.
19	CHAIRMAN CASKEY: All opposed nay. The ayes have it,
20	and the Honorable Jean Hoefer Toal is found
21	qualified for continued service as an active
22	retired judge.
23	SENATOR RANKIN: All right. We're next going to the
24	Circuit Court. We have unopposed seats in the
25	Seventh Judicial Circuit, Thirteenth Judicial

1 Circuit, and Fourteenth. I move that J. Derham 2 Cole be found qualified and nominated for Circuit 3 Court Seat 1 of the Seventh Judicial Circuit; the 4 Honorable Jessica Ann Salvini for reelection to 5 the Thirteenth Judicial Circuit and election, excuse me; and the -- Judge Marvin Dukes to the 6 7 Fourteenth Judicial Circuit, Circuit Court. Move 8 that those three be found qualified and 9 nominated. 10 REPRESENTATIVE RUTHERFORD: Second. 11 CHAIRMAN CASKEY: That motion seconded by 12 Representative Rutherford. Brings us to the 13 pending question of finding those individuals 14 named in Senator Rankin's motion qualified and 15 nominated to the respective offices for which 16 they have offered. All in favor signify by 17 saying aye and raising your hand. 18 MEMBERS: Aye. 19 CHAIRMAN CASKEY: All opposed nay. The ayes have it 2.0 and those individuals are hereby found qualified 21 and nominated for their respective seats. 22 SENATOR RANKIN: In the Family Court, Ninth Judicial 23 Circuit, Seat 6, Gina J. McAlhany; and in the 24 Sixteenth Judicial Circuit, Seat 1, Sammy 25 Diamadurous. Move that those two individuals be

1	found qualified and nominated for election.
2	MS. MCIVER: Second.
3	CHAIRMAN CASKEY: That motion seconded by Ms. McIver.
4	Brings us to the pending question of finding
5	those individuals named by Senator Rankin
6	qualified and nominated for the respective
7	offices for which they have offered. All in
8	favor signify by saying aye and raising your
9	hands.
10	MEMBERS: Aye.
11	CHAIRMAN CASKEY: All opposed nay. The ayes have it
12	and by unanimous vote, those individuals named in
13	Senator Rankin's motion are hereby found
14	qualified and nominated for the respective seats
15	for which they have offered.
16	SENATOR RANKIN: And then, Mr. Chairman, in the Master-
17	In-Equity races in Kershaw County, unopposed, I
18	move that William B. Cox, Jr. be found qualified
19	and nominated.
20	REPRESENTATION JORDAN: Second.
21	CHAIRMAN CASKEY: That motion seconded by
22	Representative Jordan. Brings us to the pending
23	question of finding William B. Cox, Jr. qualified
24	and nominated excuse me qualified for the
25	Master-In-Equity position in Kershaw County. All

1 in favor signify by saying age and raising your 2 hands. 3 MEMBERS: Aye. 4 CHAIRMAN CASKEY: All opposed nay. The ayes have it 5 and by unanimous vote, William B. Cox, Jr. was 6 found qualified for the Master-In-Equity position 7 in Kershaw County. SENATOR RANKIN: Finally, Mr. Chairman, Master-In-8 9 Equity in Florence County, Judge Porter and the 10 current judge be found qualified and nominated 11 for service in the Master-In-Equity's office in 12 Florence County. 13 CHAIRMAN CASKEY: That motion seconded by 14 Representative Jordan. Brings us to the pending 15 question of finding those individuals qualified 16 and nominated to the Master-In-Equity position in 17 Florence County. All in favor signify by saying aye and raising your hand. 18 19 MEMBERS: Aye. 2.0 CHAIRMAN CASKEY: All opposed nay. By unanimous vote, 21 those individuals are found qualified, nominated 22 for the Master-In-Equity position of Florence 23 County. Okay. With that, we will proceed with 24 our screenings here this morning. If you'd like 25 to approach the podium, and you are Ms. Blakely

1	Copeland Cahoon?
2	MS. CAHOON: Cahoon, yes, sir.
3	CHAIRMAN CASKEY: Cahoon. All right. Thank you for
4	that. I have managed to bungle just about every
5	pronunciation possible. So appreciate you being
6	here. And you are offering for Seat 4 on the
7	Family Court bench, of the Ninth Judicial
8	Circuit; is that right?
9	MS. CAHOON: That's correct.
10	CHAIRMAN CASKEY: Okay. If you would, please, raise
11	your right hand.
12	WHEREUPON:
13	BLAKELY COPELAND CAHOON, being duly sworn
14	and cautioned to speak the truth, the whole truth
15	and nothing but the truth, testifies as follows:
16	CHAIRMAN CASKEY: Thank you, ma'am. There should be
17	some documents there in front of you. If you
18	would take a look at those.
19	MR. CAHOON: Okay.
20	CHAIRMAN CASKEY: Are those the personal data
21	questionnaire and the sworn statement that you
22	have presented to the Commission?
23	MS. CAHOON: Yes.
24	CHAIRMAN CASKEY: Are there any updates or changes that
25	need to be made to those at this time?

1	MS. CAHOON: I had filed an amendment to that personal
2	data questionnaire about my county of residence,
3	to update it to Berkeley County. This one is
4	I'm sorry is with the back of this one. Okay.
5	So it has county of residence as Richland and it
6	should be Berkeley.
7	CHAIRMAN CASKEY: Okay. Other than that, are there any
8	updates or changes that need to be made?
9	MS. CAHOON: I don't believe so.
10	CHAIRMAN CASKEY: Okay. Do you have any objection to
11	our entering these documents into the record as a
12	part of your sworn testimony today?
13	MS. CAHOON: No, sir.
14	CHAIRMAN CASKEY: Okay. Thank you. If you'll hand
15	that to staff. We'll give them a chance to do
16	that.
17	EXHIBIT NO. 1 MARKED FOR IDENTIFICATION PURPOSES (16
18	pages) PDQ - Blakely Copeland Cahoon)
19	(EXHIBIT NO. 2 MARKED FOR IDENTIFICATION PURPOSES (1
20	pages) Amendment to the PDQ - Blakely Copeland
21	Cahoon)
22	(EXHIBIT NO. 3 MARKED FOR IDENTIFICATION PURPOSES (9
23	pages) Sworn Statement - Blakely Copeland Cahoon)
24	CHAIRMAN CASKEY: The Judicial Merit Selection
25	Commission has thoroughly investigated your

qualification for the bench. Our inquiry is 1 2 focused on the nine evaluative criteria and has 3 included a ballot-box survey, a thorough study of 4 your application materials, verification of your 5 compliance with state ethics laws, a review of 6 any previous screenings, search of any newspaper 7 articles in which your name appears, and a check 8 for economic conflicts of interest. 9 received no affidavits in opposition to your 10 election, and no witnesses are present here to 11 testify. But before we get any further, I see 12 some folks have joined you here this morning. Ιf 13 you'd like to introduce them, now would be a 14 great time to do that. 15 MS. CAHOON: Thank you. I would like to introduce my 16 husband, Frank Cahoon III, my daughter, Grace 17 Cahoon, and our son, Frank Cahoon IV. 18 CHAIRMAN CASKEY: Well, thank you all for being here. 19 Welcome to the fabulous digs of the Gressette 20 Building. So thank you for making the time to 21 join us this morning. And so, Ms. Cahoon, before 22 we begin with questions, if you would like to 23 make a brief opening statement, you're welcome to 24 do that. Otherwise, we'll turn to questions from

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staff.

1 MS. CAHOON: Thank you, Mr. Chairman. I would just 2 like to say thank you for the opportunity to be 3 here today. I put in this application because I 4 want to serve the children and the people of 5 South Carolina, and I feel like I am well 6 qualified to do that. And I look forward to 7 answering any questions that you have. 8 CHAIRMAN CASKEY: Thank you, ma'am. Ms. Benson. 9 MS. BENSON: Thank you, Mr. Chairman. 10 EXAMINATION 11 BY MS. BENSON: 12 Q. Ms. Cahoon, please state for the record the city and 13 the circuit in which you reside. 14 Summerville, South Carolina. It's Berkeley County. Α. 15 Thank you. Q. 16 Α. Ninth Circuit. I'm sorry. Ninth Circuit. 17 Q. Thank you. 18 Mr. Chairman, for purposes of the record, MS. BENSON: 19 this seat is located in Berkeley County. 20 South Carolina Code Section 63-3-30, it says: 21 "No person shall be eligible to the office of 22 Family Court judge who is not at the time of his 23 assuming the duties of such office a citizen of 24 the Unites States and of this state and has not 25 obtained the age of 32 years, has been -- has not

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been license -- has not been a licensed attorney at law for at least eight years, and has not been a resident of this state for five years next proceeding his election, and is not a resident of the circuit wherein the Family Court of which he is a judge is located. "And please note that the requirement for residency is at the time of assuming the duties of such office.

- Q. Ms. Cahoon, please share with the Commission what your intentions are in applying for this seat, and what you've done at this point to comply with this statute.
- Α. Certainly. Thank you. At the time that I filed my application, I was a resident of Richland County. I actually live in Blythewood. I am from Moncks Corner originally. I went to Berkeley High School. say that while I was there, I was a member of the mock trial team, which cemented my love for the law and one I have a lot of the reasons that I became a lawyer. of connections to Moncks Corner. My husband and I were married there. When this seat came open again this time, I had some folks reach out to me from the Lowcountry to ask if I would be interested in coming home, and so as a result of that, I put my application I have changed my legal address to Berkeley County and have continued to be in touch with my

contacts down there. I look forward to being down 1 2 there. 3 Q. Thank you. 4 Mr. Chairman, I would note for the record MS. BENSON: 5 that the Lowcountry Citizens Committee found Ms. 6 Cahoon unqualified in the evaluative criteria of 7 constitutional qualifications, and they left the 8 other criteria blank. After being contacted 9 regarding the statute, the Committee confirmed 10 their report and commented: Has not moved, has 11 not bought a property, has not rented a property. 12 She said she is like -- it is likely her plan to 13 move here. Committee believes she did not meet 14 constitutional residency requirement at the time 15 of the interview. 16 Ms. Cahoon, this situation has changed, as you stated. 0. 17 Is there anything that you would like to respond to 18 further about the Lowcountry Citizens Committee 19 comments?

A. I explained all of that -- all of my connections to

Moncks Corner, why I was running down there -- when I

met with them. Actually, the day that I met with them

I was actually looking at a rental property. I just

had not signed any lease at that time, as I have now,

because the statute did not require that I actually

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1 reside there in order to apply. And so at that point, 2 I had not signed the lease, but I now have a signed 3 lease in Berkeley County, at the Summerville address. 4 So it's 103 Marion Court in Summerville. 5 because of that, I went ahead and took that step although it would not -- was not necessary under the 6 7 statute. 8 Thank you, Ms. Cahoon. Q. 9 MS. BENSON: Mr. Chairman, I would note for the record 10 that based on the testimony contained in the

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- MS. BENSON: Mr. Chairman, I would note for the record that based on the testimony contained in the candidate's PDQ, which has been included in the record with the candidate's consent, Ms. Cahoon meets the statutory requirements for this position regarding age, residence, and years of practice.
- Q. Ms. Cahoon, why do you want to serve as a Family Court judge, and why do you feel that your legal and professional experience qualify and will assist you to be an effective judge?
- A. I have wanted to be a judge now for some time. I ran before four years ago. I believe that based on my personal experience, being in court as a teenager when my parents divorced, my personal experience of being a foster parent of -- doing our adoption through Family Court, the 23 years of legal experience that I've had

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in all aspects of Family Court, that I truly understand the system and can relate to the litigants, and most importantly that I have a good grasp on what the children of South Carolina need a judge to understand when they're in Family Court. Our law says that a Family Court judge makes decisions based on what is in the best interest of the children that are before the judge. Even if those interests conflict with the parents, that a judge is supposed to place the interest of the children first. And I think being a mom, a foster to adopt mom, an adoptive mom, and all of the time that I've spent as a DSS Attorney, as a defense attorney in DSS cases, in private cases as a quardian ad litem, that I'm uniquely positioned to protect the interest of children in this state. 0. Thank you. Are there any areas of the law for which

- Q. Thank you. Are there any areas of the law for which you feel that you need additional preparation in order to serve as a Family Court judge, and how would you handle that additional preparation?
- A. The one thing that I don't have a lot of experiences is the juvenile justice part of the Family Court. I have taken some classes on that. I have talked to some sitting judges about it. What I would do would be to continue to educate myself about it. The system is very -- that's -- that part of the Family Court

1 system, in my opinion, is one where there's a lot of 2 help. You have a prosecutor, you have DJJ, you have 3 defense counsel all who work together. Sometimes you 4 I've actually been part of it as a DSS 5 attorney. And so I feel like that's one where it's a 6 team effort and everybody's helping educate the judge 7 and give the judge information. So I don't know that 8 there's a lot of training other than learning and 9 understanding how all those people work together as a 10 team.

Q. Could you please briefly describe your experience in handling complex contested Family Court matters, and specifically discuss your experience with the financial aspects of court work.

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A. Certainly. I have an LLM in tax from the University of Florida, which means I had an extra year of law school and I think Senator Sabb is familiar with the University of Florida. And so what that does is it gives me a very good background about business, about tax, about valuation issues. And I will person -- I will personally say I don't handle a lot of high net worth divorces. That's not been something as a solo practitioner that I have done, but in the cases that I have, my LLM's been very helpful because it helps me identify the issues, it helps me know who to reach out

1 for if I need an expert, but it also helps me 2 understand any report that an expert has. And so I 3 feel like it would be very beneficial on the bench. 4 Ms. Cahoon, the Commission received 151 0. 5 ballot-box surveys about you with 14 containing 6 additional comments. None of the additional comments 7 were negative. The ballot-box survey contained many 8 positive comments, such as: Well qualified, great for 9 the job; courteous, but firm; knowledgeable; and truly 10 Ms. Cahoon, I've got just a few compassionate. 11 housekeeping issues now. Are you aware that as a 12 judicial candidate, you're bound by the Code of 13 Judicial Conduct as found in Rule 501 of the South 14 Carolina Appellate Court Rules? 15 Yes, ma'am. Α. 16 0. Since submitting your letter of intent, have you 17 contacted any member of the Commission about your 18 candidacy? 19 No, ma'am. Α. Are you familiar with Section 2-19-70, including the 20 Q. 21 limitations on contacting members of the General 22 Assembly, regarding your screening? 23 Yes, ma'am. Α.

Since submitting your letter of intent, have you

sought or received the pledge of any legislator,

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Q.

1 either prior to this date or pending the outcome of 2 your screening? 3 Α. No, ma'am. 4 Have you asked any third parties to contact members of 0. 5 the General Assembly on your behalf, or are you aware 6 of anyone attempting to intervene in this process on 7 your behalf? 8 No, ma'am. Α. 9 Have you reviewed and do you understand the Q. 10 Commission's guidelines on pledging and South Carolina 11 Code Section 2-19-70(e)? 12 Α. Yes, ma'am. 13 Mr. Chairman, I would note for the record MS. BENSON: 14 that any concerns raised during the investigation 15 regarding the candidate were incorporated in the 16 questioning of the candidate today, and I have no further questions. 17 18 CHAIRMAN CASKEY: Thank you, ma'am. Do members of the 19 Commission have any questions or comments for Ms. 20 Cahoon? Mr. Safran. 21 EXAMINATION 22 BY MR. SAFRAN: 23 Ms. Cahoon, nice to have you here. Q. 24 Α. Thank you. 25 Let me just ask this: Assuming, you know, you go to 0.

- the election and unfortunately don't get elected,
 where are you going to be living at?
- 3 A. In Blythewood.
- 4 Q. All right. So you're gonna stay here.
- 5 A. I will, yes, sir.
- 6 Q. Okay.

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- 7 A. Yeah. My son is a junior, and so he still has one
 8 more year of high school. So if I'm not elected, I'm
 9 not gonna move him for one year. Now, what happens
 10 after that, I don't know because my daughter's young
 11 enough. She's only going into third grade next school
 12 year.
 - Q. Right. And tell me a little bit about -- you know, in terms of your practice, you -- I know you said you didn't -- haven't handled a lot of the high worth divorces, but you've handled them though, haven't you?
 - A. Absolutely. I've handled contested -- highly contested custody cases. I have done grandparent custody cases, third-party custody cases, in fact, I had a two-day trial earlier this year where I represented an aunt and uncle versus grandparents in Family Court.
 - Q. And have you -- if -- while not working, say, for, I guess, a prosecuting-type entity, have you done some the criminal stuff in the Family Court, at least

from time to time or not?

- A. I have appeared from time to time primarily. I did
 the clinic when I was in law school. So I was a
 defense -- I learned about the defense side in law
 school, and appeared as a -- you know, as a law
 student during that. As a contract attorney for DSS,
 I've had the occasion to be at the DJJ hearings
 because there are children that are connected that are
 subject children of interest in the DSS case that I'm
 on that are also in the DJJ case.
- 11 Q. Thank you.
- 12 | A. Uh-huh.

- 13 CHAIRMAN CASKEY: Any other questions or comments?

 Representative Rutherford.
- 15 EXAMINATION

16 BY REPRESENTATIVE RUTHERFORD:

Q. So -- and I didn't know why we were reading the residency statute, but I, for one, find no offense in the fact that you moved or want to move down to Goose Creek in order to seek a position. I think that's what people do with jobs all the time. We do this as a job interview, and so why take a job someplace that you don't want to be long term. Not that we would necessarily seek to get rid of you in Richland County, but if that's where you want to go, then the law

1 certainly allows that you do that; and then if you 2 don't get the job, that you stay where you are so that 3 your son can finish. So I don't -- I, for one, 4 wouldn't hold that against you, and I do see the Bar 5 being somewhat territorial in saying that you're 6 unqualified because you don't live where they live, 7 but I also find that very shortsighted to say that 8 you're unqualified to do something just because you 9 don't live in a particular area; and maybe the Bar 10 needs to look at their qualifications if they view 11 where someone lives as a qualification when that is 12 not what the statute says. So maybe lawyers ought to 13 look at following the law. But that being said, the 14 lack of juvenile experience, as was already mentioned, 15 where do you think you would go to get better or to understand juvenile court because the limited times I 16 17 am in Family Court, it is for juvenile cases, and it 18 is upsetting to me sometimes that I feel like judges 19 believe that the treatment of juveniles is last on 20 their list of things that they need to be prepared for 21 in Family Court. DJJ right now is chronically It is not a place to send children, but 22 underfunded. 23 so how do you think you would handle that as a Family 24 Court judge? 25 Well, first of all, thinking about the residency Α.

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statement, I felt the same way, that this is a job interview and that, you know, if a big corporation was looking to hire in Moncks Corner, they would bring candidates from all over, and just to follow up on As a positive to that, you know, because I'm not practicing there, I have no conflicts. I can walk in the door Day 1. I don't have any conflicts with any lawyers, the litigants would know that it would be very -- that I would be very fair because I have no --I have not been a partner with anyone down there, I have not practiced down there. So I think it's actually a benefit to the people of Berkeley County that I'm not practicing there right now. the juvenile cases, I have spoken specifically with Judge Strickland here in Richland County, Vance Strickland, and he has offered to work with me on I have time in my calendar if I was to move forward in the process to sit with judges before I take the bench and that would -- that's my plan would be to sit with them. I also have friends that are juvenile prosecutors that have offered to have me sit in on some of their hearings and to work with me. certainly I've already started the process of working with some of them in different circuits, not just here in Richland; but in Laurens, down in Moncks Corner,

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different places because it is difficult, and I see that so often where we have children that get taken into emergency protective custody, DJJ cases, or whatever it might be; the interplay between DSS and DJJ, and it's very difficult as a judge to be able to protect children's interests. But I do think that is the goal and I would work very hard to work with the different agencies, try to get interagency staffings to where children were not just sent to DJJ.

CHAIRMAN CASKEY: Other comments or questions? Ms.

Cahoon, I'll just take a moment and note in your ballot-box survey, which is, of course, anonymous reports from colleagues, they are, without exception, extremely glowing in their praise for you and the reputation you've earned as somebody who is hardworking, honest, excellent experience, even temperament. So I just want to commend you for that, and being the kind of lawyer in the past through the present that we all want for our profession. So I applaud you for that and So seeing no further questions, celebrate you. that will end this portion of the screening I do need to remind you that pursuant process. to the Commission's evaluative criteria, the Commission expects candidates to follow the

1	letter as well as the spirit of the law, and that
2	we would view any violation or the appearance of
3	impropriety as very serious and potentially
4	deserving of heavy weight in our screening
5	deliberations. As you know, the record will
6	remain open until the formal release of the
7	qualifications report; and should the need arise,
8	for whatever reason, however remote, we could
9	call you back to talk with us further if that
10	were necessary. So with that, thank you and
11	thank you for offering for service to the State
12	of South Carolina.
13	MS. CAHOON: Thank y'all so much.
14	CHAIRMAN CASKEY: Yes, ma'am.
15	SENATOR SABB: Go Gators.
16	(Off the record)
17	CHAIRMAN CASKEY: Okay. Good morning. We are now back
18	on the record to proceed with our screening
19	hearings this morning. Before us we have Mr.
20	Paul Lebarron who is a candidate for Seat 4 of
21	the Family Court bench in the Ninth Judicial
22	Circuit. Is that right, sir?
23	MR. LEBARRON: That is correct.
24	CHAIRMAN CASKEY: If you would, please, raise your
25	right hand.

1	WHEREUPON:
2	PAUL LEBARRON, being duly sworn and
3	cautioned to speak the truth, the whole truth and
4	nothing but the truth, testifies as follows:
5	CHAIRMAN CASKEY: Fantastic. There should be some
6	documents in front of you. If you'd please take
7	a look at those.
8	MR. LEBARRON: Yes, they're my personal data
9	questionnaire, my amendments to the personal data
10	questionnaire, as well as the sworn statement.
11	CHAIRMAN CASKEY: Are there any updates or changes that
12	need to be made to those documents?
13	MR. LEBARRON: No, Mr. Chairman.
14	CHAIRMAN CASKEY: All right. Do you have any objection
15	to our making those documents a part of the
16	record of your sworn testimony today?
17	MR. LEBARRON: No objection.
18	CHAIRMAN CASKEY: Thank you, sir. I'm gonna give staff
19	a second to do that.
20	(EXHIBIT NO. 6 MARKED FOR
21	IDENTIFICATION PURPOSES (14 pages)
22	PDQ - Paul LeBarron)
23	(EXHIBIT NO. 7 MARKED FOR
24	IDENTIFICATION PURPOSES (2 pages)
25	Amendment to PDQ - Paul LeBarron)

-1	(TWITE TO A MIDWED TOD
1	(EXHIBIT NO. 8 MARKED FOR
2	IDENTIFICATION PURPOSES (8 pages)
3	Sworn Statement - Paul LeBarron)
4	CHAIRMAN CASKEY: The Judicial Merit Selection
5	Commission has thoroughly investigated your
6	qualifications for the bench. Our inquiry has
7	focused on nine evaluative criteria, and has
8	included a ballot box survey, a thorough study of
9	your application materials, verification of your
10	compliance with state ethics laws, a search for
11	newspaper articles in which your name appears, a
12	study of any previous screenings, and a check for
13	economic conflicts of interest. We have received
14	no affidavits filed in opposition to your
15	election, and no witnesses are present to
16	testify. Before we proceed any further, if you'd
17	like to introduce the gentleman who has joined
18	you today, we'd be happy to meet him.
19	MR. LEBARRON: Of course. With me today is Harry Shaw
20	III. He is been my colleague, friend, and mentor
21	for many years, and here to provide me moral
22	support.
23	CHAIRMAN CASKEY: Thank you for being here today.
24	Appreciate you
25	MR. SHAW: Thank you.

1 CHAIRMAN CASKEY: -- making the time. 2 Thank y'all --MR. SHAW: CHAIRMAN CASKEY: Yes, sir. 3 4 MR. SHAW: -- for the work that you do. 5 CHAIRMAN CASKEY: Happy to do it. At this point then, 6 I will give you an opportunity to make any brief 7 opening statements you may want to, or we can 8 proceed to questions directly from staff members. 9 MR. LEBARRON: Well, just very briefly, I know this 10 has been a long process for everyone. I thank 11 you all for the service that you're putting in 12 because it is -- does make a difference with the 13 quality of the judges that are serving the State 14 of South Carolina right now, a group that I wish 15 to continue serving the state in and as a -- as 16 possible, a judge as well. Other than that, it's 17 a pleasure to be here today. 18 CHAIRMAN CASKEY: Great. Thank you, sir. 19 Maldonado. 20 MR. MALDONADO: Thank you, Mr. Chairman. 21 EXAMINATION 22 BY MR. MALDONADO: 23 0. Good morning, Mr. Lebarron. 24 Mr. Maldonado. Α. 25 Mr. Lebarron, can you please state for the record the Q.

- city, county, and circuit in which you reside?
- 2 A. I live in Ladson, in the county of Berkeley. I'm sorry. There were three items?
- 4 | Q. Circuit.

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- 5 A. Circuit. Ninth Circuit.
- 6 Q. Okay.
 - MR. MALDONADO: Mr. Chairman, I would note for the record that based on the testimony contained in the candidate's PDQ, which has been included in the record with the candidate's consent, Paul Frederick Lebarron meets the statutory requirements for this position regarding age, residence, and years of practice.
- 14 BY MR. MALDONADO:
 - Q. Mr. Lebarron, why do you want to serve as a Family
 Court judge, and why do you feel that you're legal and
 professional experience qualify and will assist you to
 be an effective judge?
 - A. I have been a child support attorney for over 20 years at this point, and I have seen countless cases where people's lives have been changed, affected, improved for the better through the proper adjudication in a courtroom, and I want to continue to do that in a greater scale. I believe I have the abilities to provide that kind of service to our residents. As a

child support attorney, I don't actually represent anybody. I represent the State of South Carolina through the Department of Social Services. I meet with parties that are, for the most part, unrepresented. I hear them and apply the law to the situations as impartially as possible. So I believe that these skills would permit me to continue to do that as a Family Court judge.

- Q. Thank you. Mr. Lebarron, are there any areas of the law in which you would need additional preparation in order to serve as a Family Court judge, and how would you handle that additional preparation?
- A. I have very little experience in the juvenile justice section of family law, and you know, as a life-long learner, I would just continue to learn as much as I could about that process before taking the bench. I actually enjoy a very collegial relationship with many of the sitting family court judges, one of which who was a former solicitor handling juvenile cases that has been quite helpful to me in learning the process.

 But I also will be taking, you know, some crash courses to refine my knowledge in the other areas, equitable distribution, alimony, child custody as well which are not issues that I see in my normal practice.
- Q. Thank you. Please briefly describe your experience in

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handling complex contested family court matters, and specifically discuss your experience with the financial aspects of family court work.

- The most complex court cases that I deal with are interstate cases where you're dealing with multiple states, multiple jurisdictions, and calculation of child support. In many cases, you have individuals that have crossed state lines several times, and there are several orders existing. One of the first determinations that must be made is which order controls and when. A lot of time that involves going back to see when the jurisdictions attached to the particular individuals and the obligations and then auditing those to come up with the appropriate balances that may be owed, as well as applying the new law for any modifications that accrue. And as far as financials, that's a big part of it is, you know, I deal with money every day. Child support is a financial aspect that has to be determined of income sources, as well as the application of the law to determine, you know, how that is best handled.
- Q. Thank you. Mr. Lebarron, the Commission received 79 ballot-box surveys regarding you with 18 additional comments. The ballot-box survey, for example, contained the following positive comments, quote:

1 Paul is smart, affable, and accessible to all the 2 bench and Bar. He would be a true asset to the bench. Also, quote: Mr. Lebarron has extensive experience in 3 4 the Family Court practice. Gets along well with other 5 attorneys and the general public. He is well prepared 6 for court and knowledgeable to the law. He has a 7 temperament and demeanor and work ethic to be a good 8 Family Court judge. Seven of the written comments 9 expressed concerns. Several comments indicated your 10 lack of depth of Family Court experience outside of 11 the areas related to child support. What response 12 would you offer this concern? 13 I know what I don't know, and my experience with Α. 14 15 16 17

Family Court has been primarily limited to the child support aspect, but -- excuse me -- I have had a lot of exposure to divorce cases, you know, in collateral to my child support practices that I have seen and observed many of those types of events and situations that, you know, I know where my experience would be lacking and would be able to address that. That is one of the things that I look to improve upon, and gosh knows, I am not perfect and I can always take improvement.

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Q. Thank you. Mr. Lebarron, your SLED report indicated that you were involved in several lawsuits. Can you

1 please explain the circumstances surrounding the 2 following lawsuits: In 2011, Kenneth Edwards vs. the 3 State of Washington, filed in the US District Court, 4 District of South Carolina. Can you please explain 5 the nature and disposition of that case? 6 What court? Α. 7 It was District Court of South Carolina, April 2012. 0. 8 If I was named, I was never served or ever aware of Α. 9 that, to be honest with you. 10 Okay. There's two similar cases in 2019, a Garnell Q. 11 Moorer vs. Department of DSS, filed at Berkeley County Common Pleas. Can you describe the nature and 12 13 circumstances with that one? 14 I have no knowledge of that one either. Α. 15 I believe we -- in our discussions, you called him a Q. 16 sovereign citizen case. Do you -- is that the --17 Α. Oh. Yes. 18 -- ring any bells? 0. 19 The name does remind me of -- several individuals Α. 20

A. The name does remind me of -- several individuals portray themselves as sovereign citizens who -- the law only applies to them in certain respects, and certainly not state law and definitely not the Family Courts. I'm familiar with him with his underlying child support case. So it doesn't surprise me that he filed a Common Pleas case, but I don't believe I was

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- 1 ever served or aware that such a case occurred.
- Q. Okay. Similarly, in 2019, Cornell Wigfall, Department of DSS and you, filed in Berkeley County Common Pleas.
- 4 A. Mr. Wigfall is also on that short list of ---
- 5 | Q. Yes, sir.

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- 6 A. --- citizens, and I was not aware of that case either.
- 7 Q. In 2023, a Gerrard Jenkins vs. DSS, in Charleston 8 County Common Pleas.
- 9 A. No. That one doesn't -- I don't believe I've ever been served with that one.
 - Q. Mr. Lebarron, you testified in a previous screening that you were a publisher and webmaster for a website promoting a running club named the "Charleston Happy Heretics," the local chapter of a larger group called the "Hash House Harriers." Some of the context on the website includes songs glamorizing incest, public sexual activity, and other lewd behavior. Can you please describe to the committee your past and current involvement in the website and the club in general.
 - A. Well, my past involvement was a co-worker was the local chapter person, and he knew I was interested in computers, and you know, working on my web building skills. So he asked me to build the website. I created the website for him. I then turned the ownership over to him. The one exception was I forgot

1 to change over the licensing. It renews every 10 years and that's one of things that got noticed the 2 3 last few screening times. I have no involvement with 4 the -- that group anymore. I don't even know if that website's still active. 5 6 Thank you, Mr. Lebarron. 0. 7 MR. MALDONADO: I would note that the Lowcountry 8 Citizens Committee reported Mr. Lebarron to be 9 qualified in the criteria of constitutional 10 qualifications, physical health, mental 11 stability, and experience, and well qualified in 12 the evaluative criteria of ethical fitness, 13 professional and academic ability, character, 14 reputation and judicial temperament. 15 Committee also noted: Extremely qualified in DSS 16 child support, but has no experience representing 17 clients in other Family Court matters. Sterling 18 individual. I'll finish up with some 19 housekeeping questions. 20 Q. Mr. Lebarron, are you aware that as a judicial 21 candidate, you are bound by the Code of Judicial Conduct as found in Rule 501 of the South Carolina 22 23 Appellate Court rules? 24 Yes, sir. Α.

Mr. Lebarron, since submitting your letter of intent,

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- have you contacted any members of the Commission about 1 2 your candidacy? 3 Not to my knowledge. Α. 4 Are you familiar with Section 2-19-70, including 0. 5 limitations on contacting members of the General 6 Assembly regarding your screening? 7 Α. I am aware of it. I couldn't quote it to you though. 8 Since submitting your letter of intent, have you 0. 9 sought or received the pledge of any legislator either 10 prior to this date or pending the outcome of your 11 screening? 12 Α. No. 13 Have you asked any third parties to contact members of 0. 14 the General Assembly on your behalf, or are you aware 15 of anyone attempting to intervene in this process on 16 your behalf? 17 Α. No, I'm not. 18 Have you reviewed and do you understand the 0. 19 Commission's guidelines on pledging in South Carolina 20 Code Section 2-19-70(e)?
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Α.

Yes, I do.

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I would just note for the record that MR. MALDONADO: 23 any concerns raised during the investigation 24 regarding the candidate are incorporated in the 25 questioning of the candidate today.

1 Chairman, I have no further questions. 2 CHAIRMAN CASKEY: Thank you, sir. Do members of the 3 Commission -- Mr. Strom. 4 MR. STROM: Thank you, Mr. Chairman. 5 EXAMINATION 6 BY MR. STROM: 7 Mr. Lebarron, I want to ask you a little bit more Q. 8 about this website. 9 Yes, sir. Α. 10 So I get you set it up. 0. 11 Uh-huh. Α. 12 Q. So you technically set it up, and obviously, you're 13 now aware there is some pretty controversial content. 14 Α. Yes. 15 If we interview the person who now owns that or who Q. helped you set it up -- you set it up for them, would 16 17 they say that you put any of this information on that 18 website? In other words, even if they had written it, 19 that you took that content and posted it? Yes, probably because when you first build a website, 20 Α. 21 you actually take what is written like on physical, 22 and then convert it to digital. And that's what I 23 would have had to do was to initially build it was

convert it to that digital.

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Q.

Okay.

- 1 A. But once it was initially set up, that was the ---
- 2 Q. But when you -- the initial content that you put up,
- 3 again, if we ask him, would it have controversial --
- 4 was there controversial content then?
- 5 A. I'm sure there was, yes.
- Q. And are -- were you listed as an officer or were you named on the webpage?
- 8 A. I may have been listed as webmaster initially when it
- 9 was being set up, but once it was completed, I should
- 10 have been removed.
- 11 Q. Because obviously, you're familiar with way back.
- 12 | A. Yes, sir.
- 13 | Q. So if somebody wanted to go back and look --
- 14 A. They would see that I was webmaster there for a time,
- 15 yes.
- 16 Q. Okay. And what time frame were you the webmaster?
- 17 A. 2005 to 2006?
- 18 Q. Okay. So if we looked at way back after 2006, your
- 19 name would not be on there?
- 20 A. It shouldn't be, no.
- 21 Q. Okay. I think -- how many times during 2005 and 2006
- 22 would you have posted something?
- 23 A. Probably maybe once a quarter, every three months?
- 24 Q. Okay.
- 25 A. Just enough to keep it active.

- 1 Q. Okay. And was there a blog as a part of this?
- 2 A. I don't remember setting up a blog, but there may have been one set up later.
- Q. Okay. Did you -- did -- so you don't recall
 commenting on anything or -- because a lot of times
 when you're the webmaster, you'll get notification
 somebody's made a comment and you respond to it.
- 8 A. No. It was a very simple website. It didn't actually have that kind of way to add to it.
- 10 Q. Okay. So people could not comment on it?
- 11 A. They couldn't when I built it.
- 12 Q. Okay.
- 13 A. It was static.
- Q. Was there a collateral Facebook page or -- I guess
 Instagram wasn't around then.
- 16 A. No. That's all that -- all that I worked on was the
 17 website. I don't believe they had Facebook at that
 18 time.
- Q. And then how about if -- a lot of times when you have a group, you have a chat group where people share jokes and cut up and was there anything like that out there?
- 23 A. Not on that website.
- 24 Q. No. I'm talking about beyond the website. So ---
- 25 | A. If there --

- Q. --- if we interviewed that guy, would he tell us that yeah, there was an email chain where we shared and cut up, you know, about some of this same contents that's on this webpage?
- 5 A. Oh, I'm sure there was, yes.
- 6 Q. Okay. And would you contribute to that?
- 7 A. No. I don't even know if I subscribed to it. I would get notifications from one of the persons of information to add to the site. I'd add it and be done.
 - Q. No. But I'm talking about more than that. I'm talking about, you know, guys will have 5 or 10 guys on a email chain and they'll send jokes around or cut up. People -- you know, I'm in a pickle ball group now. We send emails and send things and sometimes there are things that get sent that are not appropriate.
- 18 | A. Uh-huh.

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- 19 Q. Was there anything like that associated with this 20 group?
- 21 A. I'm sure there was considering what's -- was on the website. That was probably a big part of it.
- 23 Q. And you -- but you're a member of that.
- 24 A. No. I was just the person who worked their site.
- 25 Q. But you got copies on -- copies --

- 1 A. Yeah, I'm sure I did.
- 2 | Q. Okay. But if we -- if somebody had all that still
- 3 saved on a computer, there wouldn't be any comments
- 4 from you on there?
- 5 A. No.
- 6 0. You don't think so.
- 7 A. I don't believe so.
- 8 Q. Are you 100 percent sure of that?
- 9 A. 15 years ago I'm not ---
- 10 | Q. Yeah.
- 11 A. --- certain of yesterday.
- 12 Q. Okay. I gotcha. All right. Is there anything else -
- I mean, obviously we're in a new day.
- 14 | A. Uh-huh.
- 15 Q. I mean, we often tell our kids you gotta be careful
- every way you turn because everybody's got a camera.
- 17 | I know that from -- and you know, our job is to
- 18 protect the integrity of the judiciary. And you know,
- we know about this thing. You know somebody could
- 20 | find it, and all of us have done stupid things in the
- 21 past. So is there anything else out there that may
- come up if somebody does a deep dive of you that has
- inappropriate -- what would be -- what you may not
- 24 have considered inappropriate or maybe you considered
- immature at the time, but today would be something

1 that would give rise to concern about somebody being a 2 judge? 3 I can honestly tell you I don't believe there's Α. 4 anything out there --5 Q. Okay. 6 -- with me attached --7 Okay. Q. 8 -- other than this one website that I got rid of as 9 quickly as I could. 10 Okay. So the time frame again for the -- that you --Q. 11 2005 to 2006. Α. 12 Q. Okay. 13 Α. Ish. 14 That's all I have. Q. 15 MR. STROM: Thank you, Mr. Chairman. 16 CHAIRMAN CASKEY: Yes, sir. Ms. Blackley. 17 MS. BLACKLEY: Mr. Chairman, just to follow up on 18 that. 19 EXAMINATION 20 BY MS. BLACKLEY: 21 Let me make sure you may have that -- It may have been 0. 22 I want to make sure I'm clear. When you presented. 23 were webmaster, it was voluntary or were you paid? 24 It was voluntary. I was refining my skills, thinking Α. 25 that at one time I could be paid.

- Q. Okay. All right. And that makes sense in regards to some of the information that you received to create for the website.
- 4 | A. Uh-huh.
- Q. I mean, you read all -- you read the context. You were aware.
- 7 A. Yeah.
- 8 Q. Okay. All right. Okay. Thank you.
- 9 CHAIRMAN CASKEY: Other comments or questions?
- 10 EXAMINATION
- 11 BY CHAIRMAN CASKEY:
- Q. Mr. Lebarron, I wanted to ask you -- to address again
 the issue with respect to a lack of diversity in
 career experiences vis-a-vis the Family Court. My
 understanding from your testimony and your application
 materials is that you've been since 2000 an attorney
 with the Child Enforcement Division, Child Support
 Enforcement Division.
- 19 A. Correct.
- Q. Talk to me one more time about why that experience is sufficient to prepare you to take the bench where your case load would inevitably involve domestic issues well beyond the scope of what Child Support Enforcement looks like?
- 25 A. Okay. Well, just like any other attorney taking on a

I'd have no

1 case of something they haven't seen before, it is a 2 matter of researching and learning the law and 3 applying the law. What I've been doing for the last 4 20 plus years is I have been basically taking cases, 5 meeting with people, meeting with parties, gathering 6 the information, applying the law and proceeding on 7 that basis. I would be expanding my knowledge of the 8 law to encompass those new cases I would be 9 experiencing, but the process is still the same. 10 would be learning it and applying it new. 11 partiality, because I've never had to present it or apply those on behalf of an individual before. One of 12 13 the good things about working for the division is I 14 don't have a client. My client is the State of South 15 Carolina. 16 parties as well as the child involved, which is the 17 same as what a family court judge is responsible for. 18 Thank you for that. I certainly don't mean to be Q. 19 20 21 22 obviously don't get to see, are effusive in their 23 praise for your character, your knowledge of the law, 24 and your professionalism. So I think you have a lot

1 earned from your colleagues, so --2 Thank you. Α. 3 -- I share that with you as well. 0. 4 CHAIRMAN CASKEY: Any other comments or questions for 5 Mr. LeBarron? Seeing none, then that will bring 6 this phase of the screening process to a 7 conclusion. I do need to remind you that pursuant to the Commission's evaluative criteria. 8 9 the Commission expects candidates to follow the 10 letter as well as the spirit of the ethics laws 11 and that we will view any violation or the appearance of impropriety as serious and 12 13 potentially deserving of heavy weight in our 14 screening deliberations. And as you know, the 15 record will remain open until the formal release 16 of the report on qualifications. And in the 17 remote possibility that we should need to, we 18 would have the ability to call you back at that 19 So with that, I want to thank you for 20 being here today, and thank you for offering for 21 service to the State of South Carolina. 22 MR. LEBARRON: Thank you all for your time, and I 23 appreciate it. 24 CHAIRMAN CASKEY: Yes, sir. Have a good day. MR. LEBARRON: Good day. 25

1	(Off the Record)
2	CHAIRMAN CASKEY: Good morning, ladies and gentlemen.
3	We will go back on the record as we proceed with
4	our next screening. Before us we have Mr. David
5	Brousseau, who is a candidate for Seat 1 of the
6	Family Court bench in the Tenth Judicial Circuit.
7	Is that all right, sir.
8	MR. BROUSSEAU: That's correct, sir.
9	CHAIRMAN CASKEY: And I pronounced your name correctly?
10	MR. BROUSSEAU: You did, yeah, Brousseau.
11	CHAIRMAN CASKEY: I am crushing it this morning. I'll
12	just take that credit. Sir, if you would please
13	raise your right hand.
14	WHEREUPON:
15	DAVID BROUSSEAU, being duly sworn and
16	cautioned to speak the truth, the whole truth and
17	nothing but the truth, testifies as follows:
18	CHAIRMAN CASKEY: Thank you, sir. There should be some
19	documents there in front of you. If you would,
20	take a look at those, please.
21	MR. BROUSSEAU: Yes.
22	CHAIRMAN CASKEY: Are those the Personal Data
23	Questionnaire and the Sworn Statement that you
24	have submitted to the Commission?
25	MR. BROUSSEAU: It is.

1	CHAIRMAN CASKEY: Are there any changes or updates that
2	need to be made?
3	MR. BROUSSEAU: No, sir.
4	CHAIRMAN CASKEY: Do you have any objection to our
5	entering them into the record as part of your
6	sworn testimony?
7	MR. BROUSSEAU: No objection.
8	CHAIRMAN CASKEY: Thank you, sir. Let me give staff a
9	second to do that.
10	(EXHIBIT NO. 9 MARKED FOR
11	IDENTIFICATION PURPOSES (16 pages)
12	PDQ - David Brousseau)
13	(EXHIBIT NO. 10 MARKED FOR
14	IDENTIFICATION PURPOSES (9 pages)
15	Sworn Statement - David Brousseau)
16	CHAIRMAN CASKEY: The Judicial Merit Selection
17	Commission has thoroughly investigated your
18	qualifications for the bench. Our inquiry has
19	focused on nine evaluative criteria and has
20	included a ballot box survey, a thorough study of
21	your application materials, verification of your
22	compliance with state ethics laws, a survey of
23	newspaper articles in which your name appears, a
24	study of any previous screenings and a check for
25	economic conflicts of interest. We have received

1	no affidavits filed in opposition to your
2	election, and there are no witnesses here to
3	testify. Before giving you the opportunity to
4	make any brief opening comments you may want to
5	make, I do want to extend the opportunity to
6	introduce these folks who have followed here into
7	the room.
8	MR. BROUSSEAU: Certainly, Chairman. My wife, Amy
9	right here. This is my long time assistant,
10	Tonya Crawford and another assistant, Regina
11	Green.
12	CHAIRMAN CASKEY: Thank you all for being here today.
13	I appreciate y'all making the drive and joining
14	us this morning. With that, Mr. Brousseau, you
15	can make any opening remarks you want to, or we
16	can go straight to questions from staff counsel.
17	MR. BROUSSEAU: We can go straight to questions.
18	That's fine.
19	CHAIRMAN CASKEY: Ms. Faulk.
20	MS. FAULK: Thank you, Mr. Chairman.
21	EXAMINATION
22	BY MS. FAULK:
23	Q. Good morning, sir. It's nice to see you again.
24	A. Thank you.
25	Q. Please state for the record the city and circuit in

1 which you reside.

- A. I live in the Tenth Circuit, Anderson County.
 - MS. FAULK: Mr. Chairman, I note for the record that based on the testimony contained in the candidate's PDQ, which has been included in the record with the candidate's consent, Mr.

 Brousseau meets the statutory requirements for this position regarding age, residence and years of practice.
- Q. Mr. Brousseau, why do you want to serve as a family court judge, and why do you feel that your legal and professional experience qualify and will assist you to be an effective judge?
- A. Thank you. So I've been in private practice in Anderson for 20 years. I've been at the same firm practicing primarily in family court, and I think the reason why I'm running is is there's a sense of service that I want to do for my community. I believe that my experience over the years has conditioned me to be able to serve in this capacity, but overall I want to serve the residents of my community. And I think I could do that well as a family court judge.
- Q. Are there any areas of law for which you would need additional preparation in order to serve as a family court judge, and if so, how would you handle that

additional preparation?

- A. I think the only -- the weakest area that I have from a family court perspective would be the DJJ area. We used to get court appointed on those cases. We don't get court appointed on them anymore, and so the last time I was probably handling a case in DJJ was probably about ten years ago. I certainly would read up on it, do my research. We also have two resident judges in Judge Phillips and in Judge McElhannon, and that was their area of expertise when they were in practice and so would lean on them as well.
- Q. Please briefly describe your experience in handling complex contested family court matters, and specifically please discuss your experience in the financial aspects of family court work.
- A. I mean, general speaking, what I end up doing is is, you know, you start out with written discovery. And what I think of a complex case, generally speaking, I'm thinking of a case where you have a closely held family corporation, something like that, where money can be easily hid or something to that extent. And so we start out with discovery. Typically I hire -- there's a couple of experts that I usually hire on those kinds of cases. Start out with written discovery, move on to depositions and then eventually,

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you know, on to trial, but I mean, really you rely on your experts more than anything else when you're doing that, such as a forensic audit, forensic accountant, anything of that nature.

Q. Thank you, sir. The Commission received 125 ballot box surveys regarding you with 36 additional comments. The ballot box survey overwhelmingly contained positive comments, and in fact, contained only one negative comment. Examples of the positive comments include the following: first, Dave is a good lawyer with deep ties to the Anderson community. He is a good lawyer, and I would love appearing before him in family court. Next, great attorney. He has a lot of experience in complicated areas. He knows the law. He is courteous and respectful. He would be a great iudae. Finally, I think Dave would make an excellent addition to the family court bench. He is always reasonable and has an even temperament that would benefit all of those involved in family court matters. He is always respectful as opposing counsel on issues, and I think that he would do a great job handling difficult situations. Mr. Brousseau, in 2005 you were involved as a defendant in two separate cases, both entitled South Carolina v. David James Brousseau. Would you please talk just a little bit about the

nature and disposition of these matters.

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MS. FAULK:

Certainly. I was charged with DUI first as well as Α. leaving the scene of an accident. Leaving the scene was dismissed nolle prossed for lack of evidence, and it was expunged. And I also pleaded guilty to the DUI first. That charge has since been pardoned. I guess to expound on it a little bit further, you know, it was almost 20 years ago. Thank God, social media wasn't around back then, but, you know, it was an embarrassing time to be perfectly blunt. I was in my I was single. Life was very different than what 20s. it is today. I think that in looking back, you know, we all wish we could rewind time and maybe change some of the things that we've done, but I do think that it's made me a more compassionate person, a more understanding person, more compassionate, more understanding of maybe the trials and tribulations others are going through, but it's something that I freely talk about, and I think -- I mean, you know -and if there was an issue with me going forward since that time, the Commission would have heard about it. I mean, I live in a small community, and the other lawyers would have certainly made this Commission aware of that.

I would note that the Upstate Citizens

1 Committee found Mr. Brousseau to be well 2 qualified as to the evaluative criteria of 3 ethical fitness, professional and academic 4 ability, character, reputation, experience, and 5 judicial temperament. Mr. Brousseau was also 6 found qualified in the evaluation criteria of 7 constitutional qualifications, physical health, 8 and mental stability. 9 Now just a couple of housekeeping questions, please, Q. 10 sir, and I'll turn you back over to Mr. Chairman. 11 you aware that as a judicial candidate you are bound 12 by the Code of Judicial Conduct as found in Rule 501 13 of the South Carolina Appellate Court Rules? 14 Α. Yes. 15 Since submitting your Letter of Intent, have you Q. 16 contacted any members of the Commission about your 17 candidacy? 18 Α. No. 19 Are you familiar with Section 2-19-70, including the Q. 20 limitations on contacting members of the General 21 Assembly regarding your screening? 22 Α. Yes. 23 Since submitting your letter of intent, have you Q. 24 sought or received the pledge of any legislator either 25 prior to this date or pending the outcome of your

1 screening? 2 No. Α. 3 Have you asked any third parties to contact members of 0. 4 the General Assembly on your behalf, or are you aware 5 of anyone attempting to intervene in this process on 6 your behalf? 7 Α. I'm not aware of that, no. 8 Have you reviewed and do you understand the 0. 9 Commission's guidelines on pledging and South Carolina 10 Code 2-19-70(E)? 11 Α. Yes. 12 MS. FAULK: I would just note for the record that any 13 concerns raised during the investigation 14 regarding the candidate were incorporated in 15 questioning the candidate today. Mr. Chairman, I 16 have no further questions. Thank you, sir. 17 CHAIRMAN CASKEY: Thank you, ma'am. Do members of the 18 Commission have comments or questions for Mr. 19 Brousseau. Well, I'll just add here I appreciate 20 your responses to staff questions about the DUI, 21 and I can't speak for other members, but I can 22 tell you that I view the acceptance of 23 responsibility, the contrition and the 24 internalization of the lessons that you've 25 articulated to be very valuable. We don't ask

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1		our judges to be perfect, and in fact I think
2		there is a lot to be gained from having gone
3		through what was surely a very difficult time and
4		come out on the other side the better and the
5		wiser for it. And I only draw attention to it
6		because we had to talk about it, but I want you
7		to know and anybody who's listening that I don't
8		hold that against you. And while I certainly
9		don't want to encourage that behavior in others,
10		I will say that in some ways it is a positive
11		that you have learned from that experience. Any
12		other members of the Commission have questions or
13		comments?
14		SENATOR TALLY: Mr. Chairman.
15		CHAIRMAN CASKEY: Senator Talley.
16		SENATOR TALLY: Thank you, Mr. Chairman.
17		EXAMINATION
18	BY S	ENATOR TALLEY:
19	Q.	Mr. Brousseau, good morning.
20	A.	Good morning, Senator. How are you?
21	Q.	I don't know that we've every formally met. I know of
22		you
23	Α.	Certainly.
24	Q.	certainly, but I just wanted to point out for the
25		record I read Judge Edwards' letter of reference with
	I	

- great interest. You and I have been practicing the same amount of time.
- 3 A. We have, yeah.

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- Q. And he got assigned to Spartanburg quite frequently at the end of his time on the bench and shortly thereafter. So the fact that, you know, he would go out of his way to write this letter and the things that he says about you, having observed you from early in your career as you progressed, I think speaks volumes. And so I just wanted that to be on the record. Appreciate you offering.
- A. Thank you. This is truly -- in some respects I'll say this, and I would add on that, Senator Talley -- and I think I may have mediated a case for you many years ago --
- 16 Q. Oh, did you?
- 17 A. A long time ago.
- 18 Q. It must have been a bad one. I tried to forget it.
- 19 But I was telling Madison this. You know, Α. 20 sometimes when you go through this process it's a 21 difficult process. I don't know that the general 22 public understands how difficult this process is to go 23 through, but I will say this. It's also a humbling 24 process. You know, to have somebody like Judge 25 Edwards write that -- I saw that letter. I mean, it's

very humbling to have that.

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- Q. And apologize if you did --
- A. I don't know. I think we did.
- Q. Some we do try to forget.
- A. That's right, that's right.

CHAIRMAN CASKEY: Other members of the Commission have questions or comments? All right. Seeing none, then Mr. Brousseau, this will conclude this portion of the screening process. I do need to take this moment though to remind you pursuant to the Commission's evaluative criteria that the Commission expects candidates to follow the letter as well as the spirit of our ethics laws and that any violation or appearance of impropriety would be viewed as very serious by us in our screening deliberations. And as you know, the record will remain open until the formal release of the qualifications report, and in the off chance that we would have a need to, we could call you back for further discussion of such So with that, thank you, sir, for being issue. Thank you to these folks who joined here today. you, and most of all thank you for offering for service to the State of South Carolina.

MR. BROUSSEAU: And thank the Commission for y'all's

1	service. I do thank y'all for doing this. It's
2	a very important role that y'all play in this
3	process.
4	CHAIRMAN CASKEY: Yes, sir. Thank you very much.
5	(Off the Record)
6	CHAIRMAN CASKEY: Good morning. We will go back on the
7	record as we proceed with our next screening.
8	Before us we have Ms. Heather Scalzo. Did I
9	pronounce that correctly?
10	MS. SCALZO: Yes.
11	CHAIRMAN CASKEY: That's two out of five. Thank you.
12	And you are a candidate for Seat 1 of the Tenth
13	Judicial Circuit Family Court bench; is that
14	correct?
15	MS. SCALZO: That is correct.
16	CHAIRMAN CASKEY: All right. If you would, please
17	raise your right hand.
18	WHEREUPON:
19	HEATHER SCALZO, being duly sworn and
20	cautioned to speak the truth, the whole truth and
21	nothing but the truth, testifies as follows:
22	CHAIRMAN CASKEY: Thank you, ma'am. If you would,
23	please take a look at the documents there in
24	front of you. Are those the Personal Data
25	Questionnaire and Sworn Statement that you have

1	submitted to the Commission?
2	MS. SCALZO: Yes.
3	CHAIRMAN CASKEY: Are there any updates or changes that
4	need to be made?
5	MS. SCALZO: No, there was an amendment that's already
6	here.
7	CHAIRMAN CASKEY: Do you have any objection to our
8	making these documents a part of the record along
9	with your sworn testimony today?
10	MS. SCALZO: No.
11	CHAIRMAN CASKEY: Thank you, ma'am. Let me give staff
12	a second to do that.
13	(EXHIBIT NO. 11 MARKED FOR
14	IDENTIFICATION PURPOSES (16 pages)
15	PDQ - Heather Scalzo)
16	(EXHIBIT NO. 12 MARKED FOR
17	IDENTIFICATION PURPOSES (3 pages)
18	Amendment to PDQ - Heather Scalzo)
19	(EXHIBIT NO. 13 MARKED FOR
20	IDENTIFICATION PURPOSES (6 pages)
21	Sworn Statement - Heather Scalzo)
22	CHAIRMAN CASKEY: The Judicial Merit Selection
23	Commission has thoroughly investigated your
24	qualifications for the bench. Our inquiry has
25	focused on the nine evaluative criteria and has

1	included a ballot box survey, a thorough study of
2	your application materials, verification of your
3	compliance with state ethics laws, a study of any
4	previous screenings, and a check for economic
5	conflicts of interest. We have received no
6	affidavits filed in opposition to your election,
7	and no witnesses are present to testify. Before
8	we go any further, I want to give you the
9	opportunity to introduce us to the gentleman who
10	seems to have followed you in here.
11	MS. SCALZO: That's my husband of 22 years, Chris
12	Scalzo.
13	CHAIRMAN CASKEY: Thank you for being here, Mr. Scalzo.
14	MR. SCALZO: Thank you.
15	CHAIRMAN CASKEY: And Ms. Scalzo, I'll give you the
16	opportunity to make any brief opening remarks
17	that you may have, or we'll proceed directly to
18	questions from staff counsel.
19	MS. SCALZO: I just want to say thank you for having
20	me. I know I'm the last candidate of all of the
21	time you've spent doing this, so I'll just let
22	y'all proceed with questions.
23	CHAIRMAN CASKEY: Ms. Baker.
24	MS. BAKER: Thank you, Mr. Chairman.
25	EXAMINATION

BY MS. BAKER:

- Q. Good morning, Ms. Scalzo. Please state for the record the city and circuit in which you reside.
- A. The City of Anderson, and that's the Tenth Circuit.

 MS. BAKER: Mr. Chairman, for the purposes of the record, this seat is located at Anderson County.

 Under South Carolina Code Section 63-3-30, subsection (a), no person shall be eligible to the office of family court judge who is not at the time of his assuming the duties of such office a citizen of the United States and of the state and has not attained the age of 32 years, has not been a licensed attorney for at least eight years and has not been a resident of the state for five years next proceeding his election and is not a resident of the circuit wherein the
- Q. Ms. Scalzo, please share with the Commission what your intentions were when you applied for this seat and what have you done at this point to comply with the statute?

family court of which he is a judge is located.

A. So at the time that I applied we were looking at houses in Anderson, and some people that knew that I was looking to apply said just rent something, but my husband and I discussed it, and we want to be all in,

so we wanted to
which we closed
of Anderson. If
and so we decide
like to be a just
Known MS. BAKER: Mr.
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so we wanted to purchase a house. We did find a house which we closed on I believe August 31st in the City of Anderson. It's eight minutes to the courthouse, and so we decided to be all in because I would really like to be a judge, and we both like Anderson.

- BAKER: Mr. Chairman, I note for the record that based on the testimony contained in the candidate's PDQ, which has been included in the record with the candidate's consent, Heather Scalzo meets the statutory requirements for this position regarding age, residence and years of practice.
- Q. Ms. Scalzo, why do you want to serve as a family court judge, and why do you feel that your legal and professional experience qualify and will assist you to be an effective judge?
- A. I want to serve as a family court judge because I think I have the knowledge and experience based on my years of practice and the things that I've done to be beneficial to the bench. And I'd also like to serve the citizens of South Carolina in that way. My years of practice I have done about everything there is to do in family court, and I've enjoyed it. I've represented juveniles in waiver hearings. I've represented biological parents in termination of

parental rights hearings. I've represented foster
parents in adoption proceedings. I've done multi day
very contested custody trials. I've handled high net
worth individuals for divorces for equitable
distribution. So I think I've hit all the high points
of family law practice, and I think I could bring that
experience to the bench and be a benefit to the bench.

- Q. Ms. Scalzo, are there any areas of the law for which you would need additional preparation in order to serve as a family court judge, and how would you handle that additional preparation?
- A. I don't think I need any additional preparation. I think I've handled all the types of cases there are to handle. Of course, you know, there are always advance sheets coming out with maybe some things that I need to keep on top of, but that would be something I would do in the course of being a lawyer as well as a judge anyway.
- Q. Ms. Scalzo, please briefly describe your experience in handling complex contested family court matters, and specifically discuss your experience with the financial aspects of family court work.
- A. So when I was here four years ago -- I ran for an at large position four years ago -- I did not have -- I had a lot of experience on the public docket, but not

1 as much experience with handling a lot with divorce 2 and equitable distribution cases. And so over the 3 past four years I've really made a concerted effort to 4 take on more of those cases. When the opportunity 5 arose for me to join an Am Law 200 law firm, I took 6 it. That significantly changed the kinds of cases 7 that I handle now. Most of my case load are complex 8 They're either high conflict, custody cases 9 involving custody evaluators, psychologists, 10 counselors, that kind of thing or high net worth 11 individuals where we have forensic accountants and 12 valuation experts and things like that for property. 13 So I think I've handled all of those types of cases, 14 and I think that has prepared me well.

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Q. Ms. Scalzo, the Commission received 257 ballot box surveys regarding you with 45 additional comments. The ballot box survey, for example, contained the following positive comments: "even keeled judicial temperament, extensive knowledge and experience in family court. She has a lot of diverse experience, and she is fair and level headed. Heather has a significant amount of family law experience handling both the criminal side of things and the domestic side. She is a well rounded candidate for the family court bench. She is very patient and kind and would

1 have a great judicial temperament." Seventeen of the 2 written comments expressed concerns. Several of these 3 comments indicated a concern that you did not live in 4 Anderson County at the time of your application or 5 were not involved with the Anderson County community. 6 What response would you offer to this concern? 7 Α. Well, I think I've remedied that by purchasing a house 8 in Anderson and making that transition. And I did get 9 a similar comment from the bar committee about 10 plugging into the Anderson community. Currently I 11 have a statewide practice. I just had a multi day 12 custody trial in Anderson three weeks ago. So I do have cases in Anderson. I'm not there as much. 13 14 have cases in ten counties right now, so I'm kind of 15 all over the place, but as far as plugging into the 16 Anderson community, on a community level I think 17 that's going to be a natural transition, you know, 18 children getting involved in things. As a parent you 19 start meeting other parents and things like that in 20 the community. 21 Ms. Scalzo, the second concern indicated that you lack Q. 22 experience in handling divorce matters, and you've 23 addressed that previously, but what response would you 24 offer to this concern regarding your experience? 25 I think that that's probably a person who knows me as Α.

doing a lot of the juvenile work and might not be aware that I've kind of shifted things. Because I tend to be a go to person in the juvenile world, I'm still asked to present. I was asked to present at the Public Defender's Conference this year on waiver hearings, because I've done a number of those. So I think people still consider me kind of knowing the juvenile world and might not have realized that my practice area has really shifted into doing domestic work primarily.

- Q. Thank you. And finally, the third concern indicated concerns with your reputation. What response would you offer to this concern?
- A. I'm not sure what that really means. Those are the kind of comments that you wish there was some more background or know who said it so you can kind of address that. So I'm not really sure how to respond to that. I always try to deal with everybody that I'm dealing with in a civil and courteous way, so I'm not sure what that means.
- Q. Ms. Scalzo, you have listed within your PDQ and your amended PDQ that you've been involved in four lawsuits. You were recently served in a new lawsuit. Can you please explain the nature and status of that lawsuit?

- 1 Α. So we own a property in Greenville, and in that neighborhood there are parcels of land that have been 2 3 the subject of all four of the lawsuits actually or 4 three of them. I think the other was a matter I was 5 appointed on, but three lawsuits. This latest one 6 concerns a parcel of land where there are restrictions 7 and covenants on it that are neighborhood restrictions 8 and covenants. And the person who purchased the 9 property wants those removed and has sued every 10 property owner individually to try to effect some sort 11 of change of the vote on the restrictions and 12 covenants on that property. 13 And Ms. Scalzo, another lawsuit that I believe is **Q.** 14 referenced as the two that you've just mentioned are 15 There was a lawsuit filed against you 2019 related. by Pellon Industries, LLC and a third lawsuit that was 16 filed against you in 2009 by R.C. Frederick Hennell. 17
 - A. I'm trying to remember. I think the 2009 was resolved, and then the 2019 one, my attorney for that is Trey Suggs, and I believe we were the defendants who were going to be dismissed from that lawsuit, and the other parties were in mediation and have requested a trial. So I think that's where that is at this point.

Can you tell us what the dispositions of those are?

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- Q. And finally, there was a lawsuit filed against you and several others in 2020 by Tammie Nimmons. Please explain the nature and status of that lawsuit.
- A. I was asked to serve as a guardian for a minor child in that action, and it was over land and some property that was going through probate, and then they had to bring it to the court of common pleas.
- Q. Thank you.

- MS. BAKER: I would note that the Upstate Citizens

 Committee found Heather Scalzo qualified in the
 evaluative criteria of constitutional
 qualifications, physical health, mental stability
 and reputation. The Committee found her well
 qualified in the evaluative criteria of ethical
 fitness, professional and academic ability,
 character, experience and judicial temperament.
 The Committee stated in summary: the candidate
 currently does not live in Anderson County, and
 it is unclear when she may actually establish
 residence in this county. She lacks involvement
 in Anderson community affairs.
- Q. I have a few housekeeping questions. Ms. Scalzo, are you aware that as a judicial candidate you are bound by the Code of Judicial Conduct as found in Rule 501 of the South Carolina Appellate Court Rules?

- 1 A. Yes.
- Q. Since submitting your letter of intent, have you contacted any members of the Commission about your candidacy?
- 5 A. No.
- Q. Are you familiar with Section 2-19-70, including the limitations on contacting members of the General Assembly regarding your screening?
- 9 A. Yes.
- Q. Since submitting your letter of intent, have you sought or received the pledge of any legislator either prior to this date or pending the outcome of your screening?
- 14 A. No.
- 15 Q. Have you asked any third parties to contact members of
 16 the General Assembly on your behalf, or are you aware
 17 of anyone attempting to intervene in the process on
 18 your behalf?
- 19 A. No.
- Q. Have you reviewed and do you understand the
 Commission's Guidelines on Pledging in South Carolina
 Code Section 2-19-70(e)?
- 23 A. Yes.
- MS. BAKER: I would just note for the record that any concerns raised during the investigation

1		regarding the candidate were incorporated into
2		the questioning of the candidate today. Mr.
3		Chairman, I have no further questions.
4		CHAIRMAN CASKEY: Thank you, ma'am. Do members of the
5		Commission have comments or questions for Ms.
6		Scalzo? Mr. Safran.
7		EXAMINATION
8	BY M	R. SAFRAN:
9	Q.	Good morning.
10	Α.	Good morning.
11	Q.	Just a couple of questions. One, you are working with
12		a firm now that's multi state at this point?
13	A.	Yes.
14	Q.	Number one, what led you there, and you just still do
15		the family law?
16	Α.	Yes.
17	Q.	Okay. Kind of how did you get in with this crowd? It
18		looks like they're all over.
19	A.	They are all over. So Offit Kurman is the firm. They
20		wanted to establish in South Carolina, and so their
21		model so to speak of getting into new jurisdictions is
22		to primarily acquire a practice group. And so they
23		acquired a practice group in Rock Hill that does
24		probate and trust and estates. And they were looking
25		to expand, and they sought out a family practice

- 1 group. And so they were looking to add to their team 2 of family lawyers. And so when I saw that, I was very 3 interested in that, because the firm itself started in 4 Maryland as working with business people and things 5 like that in various different areas, and my hope was 6 that I could get, again, more of a domestic work that 7 I wanted to do, which is higher net worth individuals and things like that. 8
- 9 Q. And so this is the job that you took after -- I'm

 10 trying -- you were with the Anderson County Public

 11 Defender for a little while?
- 12 A. So I had a firm with a law partner and was Byford and
 13 Scalzo --
- 14 Q. Right.
- 15 A. -- from 2015 until when I started Offit Kurman in
 16 2022. And while at Byford and Scalzo I had a contract
 17 --
- 18 Q. Okay. Let me just --
- 19 A. Yes.
- Q. The things I find puzzling, sometimes I look at these aspects of it. You had a letter from Mr. Stevens who said, at the time, his was practicing with you?
- 23 A. Yes.
- 24 Q. Is that still the case?
- 25 A. He left Offit Kurman.

- 1 Q. Okay. So he's back doing his own thing then?
- 2 A. Yes, that's correct.
- Q. All right. I guess -- so what I'm understanding is is that you felt taking this job was going to give you an opportunity for maybe additional business, also more involved cases than what you were getting on your
- 7 own?
- 8 | A. Yes.
- 9 Q. You've been with them now for a relatively short time?
- 10 A. A year and a half.
- 11 Q. Okay. This is a quick segue it looks like to maybe
 12 move into a judicial situation. I know you've been
 13 here before. I get that, but it was -- you know, I
 14 guess the question is why now.
- 15 A. Why I applied for a judicial candidacy?
- Q. Right. I mean, you're just kind of getting into a bigger practice, something that you apparently wanted to do that is going to be maybe more rewarding in terms of the challenges that it was given you, hopefully financially, so, you know, I'm just asking time wise.
- A. Yeah. And I don't know that I have a great answer for that. I think -- my faith is very important to me, and so when things kind of arise, I pray about them, and if I feel led, then that's what I do. So I don't

1 know if I have a good answer that's kind of 2 satisfactory as far as a time line. The Anderson 3 position popped up. Someone mentioned it to me, and I 4 prayed about it, and I felt led to apply. 5 know what that means. Again, as a person of faith 6 sometimes you're not meant to -- you're meant to be on 7 a journey. And so, you know, I don't know. I think 8 that's just kind of what I felt led to do.

- Q. Okay. Now this position right now, who was the last judge that you remember being in this particular position, the only you're applying for?
- 12 A. Judge Long.
- 13 Q. Okay. So it's been open a little bit of time?
- 14 | A. It has.

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- 15 Q. I mean, wasn't it last year, wasn't it open then, too?
- 16 A. It was.
- 17 | Q. Okay. Did you apply at that point?
- 18 | A. I didn't.
- 19 | Q. And just not the right time?
- A. Yes. And again I don't know -- you know, as a person of faith sometimes there's just -- for me there's just not an explanation other than I somehow in -- I think it was probably February or so -- I don't remember exactly, earlier this year -- someone mentioned it to me and said would you move to Anderson, and I was like

no, and then I was like well, do I need to think about 1 2 that. And I did, and I talked to my husband and 3 again, prayerful consideration, and I felt led to do 4 that. 5 Q. And you actually have purchased a place in Anderson? 6 Yes. Α. 7 Have you actually physically moved over there at this Q. 8 point? 9 We have had a little bit of some bumps, but, yes, it Α. 10 has furniture. My children are very excited. We have 11 looked at the schools, and we're on the course. 12 Q. Okay. Thank you. 13 SENATOR TALLEY: Mr. Chairman. 14 CHAIRMAN CASKEY: Senator Talley. 15 EXAMINATION 16 BY SENATOR TALLEY: 17 Q. Good morning. 18 Good morning. Α. 19 I want to just make sure I understand something. Q. 20 looking at your PDQ, and when you were Byford -- am I 21 saying that right, Byford? 22 Yes, Byford. Α. 23 Through May of '22 it says you handled almost Q.

hearings to doing 80 percent domestic relations,

exclusively juvenile defense and school disciplinary

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1 divorce, custody, adoptions, abuse and neglect in 2 2022. Is that when you first started handling divorce 3 cases in 2022? 4 No, but my case load, with contracts and things like 5 that, was primarily that, and then I made that shift 6 to taking more and more domestic work. 7 I got you. All right. I just wanted to make sure I Q. 8 understand. And now I saw Mr. Stevens' letter, whom I 9 have the utmost respect for -- I've worked with him 10 for and against over the years, and Mr. Shabel's 11 letter as well. Are you the only person in Offit 12 Kurman's office in Spartanburg now? 13 No, Stephen Chryst is there as well. Α. 14 Okay, got you. All right. Thank you very much. Q. 15 CHAIRMAN CASKEY: Ms. Blackley. 16 MS. BLACKLEY: Yes, thank you, Mr. Chairman. 17 EXAMINATION 18 BY MS. BLACKLEY: 19 I just have a quick question. I'm curious to know. Q. 20 What is your position on matters that employ 21 confidentiality and discretion? 22 Α. Could you say that again? 23 What is your position on confidentiality and Q. 24 discretion on all levels, whether it's personal, 25 professional, in your life?

- 1 A. In general?
- 2 | Q. Overall.

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- A. Oh, okay. Well, definitely with client matters we have a lot of things in place to keep things confidential, and I'm not sure like -- I guess I'm not sure what else. Is there a specific scenario?
 - Q. I think most people would employ -- you know, I have a strong suit for confidentiality and discretion especially just for one human being versus another -to another, I guess I shouldn't say versus, and I just -- there -- I just wanted to know overall what your position is as a human being. You know, someone definitely stepping -- possibly stepping into a black robe and having constituents or folks in front of you that will be very specific, emotional matters, whether you are out of the robe or have the robe on. you would take an oath, and then you as an attorney, you would take an oath. As a judge if you were to ascend to this position, you would take an oath, but I want to know -- I just want to go with personal -- in regards to what is your belief on confidentiality and I mean, that's the best I can do. discretion.
 - A. Yeah. And I guess I was trying to think of -- when you say personal. I think if people say to me hey, this is a confidential conversation or this is in

1	confidence, I would keep that. I represent juveniles
2	still, you know, on just a few cases a year now, but
3	at the time that I was representing juveniles I was
4	very cognizant of the fact that this is just an
5	example of how a juvenile coming into family court
6	everything relating to that is supposed to be
7	confidential. So for instance, there's not a
8	published docket for DJJ cases, and sometimes people
9	would ask to sit in, and if I didn't know who was
10	sitting in the courtroom, I would say to the judge,
11	judge, I'm not aware of who this is on the back row.
12	And sometimes it would be, you know, someone getting
13	their 403s or something like that. And then I would
14	say can they have an instruction that this is to be
15	kept confidential. This is a juvenile matter. It's
16	to be kept confidential. So I think I'm very aware
17	of, you know, keeping personal information personal
18	and keeping confidences and protecting confidential
19	information, whether it be a client or, you know, a
20	personal friend, and like you said, as a human, that
21	there is information that's to be kept personal.

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All right. Thank you. Q.

> CHAIRMAN CASKEY: Other members of the Commission have questions or comments for Ms. Scalzo? Seeing none, then this will bring this portion of the

1 Before you get out screening process to a close. 2 of here though, Ms. Scalzo, I do need to remind 3 you that pursuant to the Commission's evaluative 4 criteria, the Commission expects candidates to 5 follow the letter as well as the spirit of our ethics laws and that we will view violations or 6 7 the appearance of impropriety as very serious and potentially deserving of heavy weight in our 8 9 screening deliberations. And as you know, the 10 record will remain open until the formal release 11 of the report of qualifications, and if the need 12 were to arise, we could call you back for further 13 discussion. So with that, I want to thank you 14 for being here today, and thank you for offering 15 for service to the State of South Carolina. 16 MS. SCALZO: Thank you so much. 17 CHAIRMAN CASKEY: Have a good day. On motion of 18 Senator Sabb, seconded by Representative Jordan, 19 the pending question before the body is to go 2.0 into Executive Session for a legal briefing. All 21 in favor, signify by saying aye. 22 MEMBERS: Aye. 23 CHAIRMAN CASKEY: All opposed nay. The ayes have it, 24 and we will go into Executive Session for 25 purposes of a legal briefing. Thank you.

1 (Executive Session was held from 12:01 - 4:31) 2 (Off the Record) We're back on the record. For the 3 CHATRMAN CASKEY: 4 record, while we were in executive session, no 5 decisions were made and no votes were taken. have at this stage of the screening process 6 7 conducted our screening interviews with all the 8 candidates. I do need to take a minute or two 9 though to enter some subsequently acquired 10 evidence into the record. On November 8, we 11 screened candidates for the Second Judicial 12 Circuit Seat 2. There were complaints filed 13 against candidate Miller. And the two complaints 14 and sworn testimony from the complainants raised 15 issues that candidate failed to communicate with 16 the victims as required by law to which was alleged the candidate -- excuse me -- to which 17 the candidates submitted a written response. 18 The 19 Commission requested and has received emails 20 between the complainant and the candidate and 21 would enter those emails into the record now as 22 Exhibit A. 23 (EXHIBIT NO. A MARKED FOR 24 IDENTIFICATION PURPOSES (402 25 pages) Emails)

1 The candidate only communicated with CHAIRMAN CASKEY: the victims through their lawyer and that is 2 3 consistent with Rule 4.2 of the South Carolina 4 Rules of Professional Conduct, which prohibit 5 direct communication with any person the lawyer 6 knows to be represented by another lawyer without 7 the consent of that other lawyer or authority to 8 do so by law or a court order. So at this time I 9 will enter Rule 4.2 into the record as Exhibit B. 10 (EXHIBIT NO. B MARKED FOR 11 IDENTIFICATION PURPOSES (1 pages) 12 Rule 4.2) 13 CHAIRMAN CASKEY: The evidence as well as the 14 testimony of the complainants tends to show that 15 the victims were represented by counsel during 16 the time in question, and there was no evidence or testimony of consent from the victim's lawyer 17 18 or authorization as a matter of law or court 19 order allowing the candidate to communicate 2.0 directly with the victims. Multiple emails and 21 testimony showed that the victim's counsel made 22 sure the victims were up to speed throughout the 23 case by arranging meetings coordinating calls and 24 conversations, and informing the victims of

hearings and other pending matters.

Communication seemed consistent between the	
candidate and the victim's attorney throughout	
the pendency of the matter, and the same	
communication seemed consistent with the Rules of	f
Professional Responsibility. In the nine days	
leading up to the final hearing, the candidate	
wrote multiple emails to the victim's counsel	
explaining the desire to dispose of the entire	
case, the plea deal and its exact terms, and eve	n
the rationale behind the terms rationale	
behind the plea, excuse me. The email evidence	
indicates that the candidate communicated fully	
and completely with the victim's attorney, as wa	s
his obligation. One victim had a Zoom call on	
the Tuesday before the hearing to discuss the	
case. The other victim had a Zoom call on	
Wednesday to explain that the State would be	
dropping the indictment, but not until after the	
hearing on Friday to ensure that they had the	
opportunity to be heard in court. The victims	
and their counsel were present at the hearing on	
Friday. The email showed that the candidate	
communicated openly and candidly with the	
victim's counsel regarding the plan to dispose of	f
the case. Testimony from the victim indicates	

that he was unaware of the plea arrangement until
arriving in the courtroom of the hearing. The
Commission finds that claim to be credible. The
victim's testimony convinces us that they were
indeed surprised to learn of the existence of the
plea arrangement and its terms; however, the
evidence also clearly and indisputably indicates
that the victim's counsel was very well aware of
the existence of a plea agreement and its precise
terms prior to Friday. The evidence also
indicates that the candidate had no ability under
the Rules of Professional Responsibility to
communicate with the victim, but only through
their counsel, which he did multiple times. The
commission is unable to determine why victims
counsel did not adequately communicate the
information in their possession to the victim
prior to Friday's hearing, only that counsel
received more than adequate notice, explanation,
and information from the candidate to be able to
do so. In assessing the veracity of the
complaints and all the evidence before the
Commission, the claims of the candidate failed to
communicate with the victims as required by law
are baseless, unreliable, and without merit. And

1 again, I would point you to exhibit A, which is 2 the information in the emails, which have been 3 entered into the record. So with that being done, our attention now, turns to the election of 4 5 the balance of candidates, which we have not The first race that we have 6 Okay. voted on yet. 7 to vote on is the Court of Appeals Seat Nine, and 8 I recognize Ms. Crawford. Mr. Jordan moves that 9 the first candidate, Whitney Harrison, be found 10 qualified. Is there a second? 11 MR. SAFRAN: Second. 12 CHAIRMAN CASKEY: Mr. Safran seconds that. At this 13 time then, the pending motion is the 14 qualification of Ms. Harrison. Are there any 15 comments or debate from members of the 16 commission? Ms. Crawford, if you would also 17 explain one more time how our voting procedures 18 work. 19 SENATOR RANKIN: Mr. Chairman, I would move the entire 2.0 slate of these candidates for Court of Appeals 21 Seat Nine be deemed qualified. 22 SENATOR SABB: Second. 23 CHAIRMAN CASKEY: So first we'll have -- Mr. Jordan 24 has withdrawn his motion and Chairman Rankin, 25 your motion to qualify the entire slate for this

There's a second from Senator 1 seat is before us. 2 Sabb. And so Ms. Crawford, we'll recognize you. 3 Yes, sir. Mr. Chairman, since all the MS. CRAWFORD: 4 -- now that the candidates were found qualified, 5 we'll move to the nomination procedure. 6 SENATOR SABB: You need to carry the vote. You need The motion has 7 to carry the vote, Mr. Chairman. 8 been made to find all of them qualified. 9 to carry that vote, all in favor. 10 Thank you for the correction. CHAIRMAN CASKEY: 11 question is finding all of the candidates in this 12 slate qualified. The motion was made, seconded. 13 All in favor signify by saying aye. 14 MEMBERS: Aye. 15 CHAIRMAN CASKEY: All opposed, nay? The ayes have it. 16 17 Thank you, Mr. Chairman. I'll now, call MS. CRAWFORD: 18 out the names of the candidates, Court of Appeals 19 Seat Nine in alphabetical order. Remember that 2.0 each Commission member has three votes. 21 candidate that receives six or more votes for 22 qualified and nominated will be considered 23 qualified and nominated at the end of that vote 24 unless there's a tie, and then at that point, 25 we'd go to the next ballot. Any candidate that

1 does not receive any ballot votes will be 2 removed from the consideration of any subsequent 3 ballot votes. Mr. Chairman, the first candidate 4 is Whitney B. Harrison. Ms. Harrison had nine 5 votes: Jordan, Rankin, Caskey, Talley, Sabb, 6 McIver, Safran, Blackley, Strom. The next 7 candidate is The Honorable Jan B. Bromell Holmes. 8 SENATOR RANKIN: Which one? 9 MS. CRAWFORD: Holmes. Judge Holmes has nine votes. 10 Those voting for Judge Holmes would be 11 Rutherford, Jordan, Rankin, Caskey, Talley, Sabb, 12 Safran, Blackley, Strom. Did I get all nine? 13 The next candidate is Grayson Lambert. 14 Lambert received zero votes. The next candidate 15 is Jason P. Luther. Mr. Luther received zero The next candidate is The Honorable 16 votes. 17 Matthew Price Turner. Judge Turner received nine 18 votes Jordan, Rankin, Caskey, Talley, Sabb, 19 McIver, Safran, Blackley, Strom. Mr. Chairman, the three candidates found qualified and 2.0 21 nominated each with a vote of nine votes are 22 Whitney B, Harrison Jan Bromell Holmes -- Judge 23 Jan Bromell Holmes, and Judge Matthew Price 24 Turner. 25 CHAIRMAN CASKEY: Thank you, ma'am.

1 REPRESENTATIVE RUTHERFORD: And our sheet should 2 reflect the person that we voted for or the person that is being voted out? 3 4 MS. CRAWFORD: Who you voted for. The next race is 5 the Circuit Court Second Judicial Circuit Court, There are three candidates. The first 6 Seat Two. 7 candidate is Grant Gibbons. 8 CHAIRMAN CASKEY: Let me interject here because we 9 don't have a motion yet to have dealt with first, 10 their qualification then their nominations for 11 this seat. And to remove any confusion because 12 this is somewhat of a new process to ensure that 13 members have an opportunity to be heard, we don't 14 -- there's not a motion to adopt this entire 15 We'll take a motion to qualify a 16 candidate, second that. It's a debatable motion. 17 And then anybody who wants to be heard on that 18 question can address the Commission at that time. 19 Then we'll vote on the qualification of that Then we'll come back through and 2.0 candidate. 21 through our nomination through Ms. Crawford, if 22 that suits everybody. I apologize for the lack 23 of clarification. It's my first time doing this. 24 Senator Rankin. 25 SENATOR RANKIN: Motion to find grant Gibbons

1	qualified.
2	SENATOR TALLEY: Second.
3	CHAIRMAN CASKEY: The motion to find Grant Gibbons
4	qualified was made by Senator Rankin, seconded by
5	Senator Talley. is there any debate or comment
6	that need to be made? Seeing none, then we will
7	call the question all in favor of finding Mr.
8	Gibbons qualified, signify by saying aye and
9	raising your hand.
10	MEMBERS: Aye.
11	CHAIRMAN CASKEY: That was a unanimous vote to find
12	Mr. Gibbons qualified.
13	SENATOR RANKIN: Martha M. Rivers-Davisson, I move to
14	find that she be deemed qualified.
15	SENATOR SABB: Second.
16	CHAIRMAN CASKEY: The motion to find Ms. Rivers
17	qualified made by Senator Rankin, seconded by
18	Senator Sabb, is the pending question before the
19	body. Is there any debate? There is none. So
20	we will call the question. All in favor, signify
21	by saying aye
22	MEMBERS: Aye.
23	CHAIRMAN CASKEY: and raising your hand so everyone
24	can see. If you would, everybody just raise your
25	hand so we can make sure we get that clearly. So

with a vote of eight to zero, Ms. Rivers is found 1 2 qualified. The remaining candidate in this race is David W. Miller. Senator Rankin. 3 4 SENATOR RANKIN: I move that he be deemed qualified. 5 SENATOR SABB: Second. The motions to find Mr. Miller 6 CHAIRMAN CASKEY: 7 qualified have been made by Senator Rankin, 8 seconded by Senator Sabb. Is there any debate? 9 Seeing none, then the question is Any comments? 10 to find --11 Thank you, Mr. Chairman. In terms of Mr. MR. SAFRAN: 12 Miller, I don't want to allow a vote or not 13 voting that I intend to do to be construed as a 14 unqualified vote. I'm doing this primarily 15 because believe if I were to any way allow it to 16 be construed that way it would be given credence 17 to the complaint, which I found to be completely 18 not credible. And I do not want any way shape or 19 form for that to impugn Mr. Miller more than what 2.0 has already happened. I have my doubts as to his 21 -- to the issue as it relates to his temperament, 22 and because of those reasons I think I'm going to 23 abstain, but I want to make sure that the 24 abstention is done clearly with the understanding 25 that it is in no way to validate what again I

baseless complaint against him by the folks that came and testified. You know, I agree with everything that was put in the record previously. I don't question Mr. Stoller, however, I do believe that there was a real issue that arose in terms of what we heard, as far as what was going on between Mr. Miller and the attorney for the victims and I do believe the records that we have received validate what Mr. Miller had said in terms of him maintaining a level of communication that was completely consistent with the ethical rules that were in play. Thank you.

CHAIRMAN CASKEY: Mr. Strom.

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MR. STROM: Mr. Chairman, thank you. I want to second what Mr. Safran said. I a hundred percent agree there's no credibility to this complaint. I've known Mr. Miller his entire career. He's an honest, ethical prosecutor. No doubt about that. I would not hesitate to hire him into office If I were a solicitor. I do have, like Mr. Safran, concerns about his temperament. His ballot box was less than favorable with the number of comments that were negative about his temperament. I don't find that disqualifying,

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but I would encourage members of the General Assembly to discuss his temperament with him as they consider him. I do think it has been an issue in the past for him. It may just be that he has been an aggressive prosecutor, and he will be able to revise his tone and attitude or maybe not. Thank you, Mr. Chairman.

CHAIRMAN CASKEY: Thank you, sir. Chairman Rankin.

SENATOR RANKIN: Mr. Chairman, thank you. I want to be brief about this, but we have sat here now, our third week out of four. We have heard a

third week out of four. We have heard a complaint filed by folks against Mr. Miller who I do not know, who in their presentation, the linchpin of the complaint was a failure to communicate and show any empathy on behalf of the victim and the tragic story that we heard of the case that he was charged and inherited by the handoff by at least one other solicitor's office, if not two. Which was premised upon, no mistake, a fabrication. And shame on those who will come before this body and testify under oath to facts that do not bear the light of day. So it gives me great concern that we have been sold a bill of goods about a lot of communication that didn't occur that could not, but for the relationship by

1 Ms. Ford and the Solicitor's office.

CHAIRMAN CASKEY: Senator Sabb.

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Thank you, Mr. Chairman. SENATOR SABB: I too want to lend my voice to the issue. And I would just ditto a lot of the remarks that have been shared already, but I would add -- and this is in Ronnie Sabb's view as it relates to the testimony that came before us from the victim's father. viewed it, he testified to us based upon what he knew, and the statements that he made relative to the failure of the prosecutor to speak with him. I have no doubt in my mind that that's how he viewed the matter. I don't believe that he had an appreciation for the obligation that the prosecutor was under to not speak with he nor his family directly, but to speak with them through their lawyer who had made the appearance. so I think it's important for us to have the record reflect that, as it relates to the victim. And I apologize I can't call his name right now, but I viewed his testimony as being very credible on the issue, but as the Chairman has already placed into the record, the rules simply prohibited the prosecutor, Mr. Miller, from communicating directly with the victim's family.

1 CHAIRMAN CASKEY: Ms. Blackley. 2 MS. BLACKLEY: Thank you, Mr. Chairman. I just want 3 to reiterate what Senator Sabb has just stated, 4 especially in regards to being a former victims 5 advocate and victim myself. It was clear the 6 victims had feelings and emotions about not 7 technically being properly notified, but we were 8 presented with evidence that may have -- that 9 appeared that proper notification was given by 10 way of attorney and I wanted that to be listed on 11 the record by former victims advocate. 12 CHAIRMAN CASKEY: Senator Rankin. SENATOR RANKIN: Unless there are any other comments, 13 14 I'd moved to proceed to a vote on the candidates 15 and move to find Mr. Gibbons -- I'm sorry --16 REPRESENTATIVE RUTHERFORD: I'm sorry, Mr. Chairman, 17 if I could. I too just want to say that I was 18 moved by the testimony of the victim's father who 19 came, appeared in front of us stood at the podium 2.0 and laid out all the facts as he saw them and did 21 not, in my opinion, try and push any issues other 22 than simply laying out facts. I was further 23 moved by the assertion that Mr. Miller had not 24 communicated with him or other victims' family

members in this case. I was moved by the fact

1 that the attorney for those victims did not speak up and say that, in fact, he had done exactly 2 3 We were given emails that the Chairman has 4 now read into the record that showed that Mr. 5 Miller had communicated with the attorney for the 6 victims. He had done so in advance, and she had 7 responded. So not just moved by the testimony of 8 the victim's father, but further moved by the 9 inaction, the lack of testimony by the victims' 10 attorney to correct the record as being stated by 11 an aggrieved father of a victim in one of the 12 cases that Mr. Miller was prosecuting. It was 13 clear to me through looking at the emails that 14 Mr. Miller did what he could by law, by the rules 15 Whether that was communicated to the of ethics. 16 father of the victim was simply up to his lawyer. 17 His lawyer did not correct the record as was 18 stated by the father, and that moved me as well, 19 and is upsetting as an attorney and as someone 2.0 that watched everything play out. So I just 21 wanted to add that to the record as well. 22 Thank you, sir. Any other comments CHAIRMAN CASKEY: 23 in this debate? I'll just add, I found Mr. 24 Stoller to be very credible. I didn't doubt anything he said. I thought he was truthful and, 25

1 yet I share in the reflections from members and 2 Commission that it's clear that there was a 3 breakdown in communication, and I think the 4 evidence shows that -- that much. And so I 5 don't fault the candidate for that, however, I do 6 join in Mr. Strom's analysis that there are 7 overriding concerns with respect to the candidacy 8 and for that reason, I cast my vote the way that 9 Seeing no more indications that folks want 10 to be heard, the pending question is the motion 11 to find Mr. Miller qualified. That was made by 12 Senator Rankin and seconded by Senator Sabb. 13 so that is the pending question. All in favor 14 signify by saying aye and raising your hand. 15 MEMBERS: Aye. 16 SENATOR RANKIN: I think -- y'all raise them again, 17 please. Some came up late, some are kind of 18 bobbing. 19 SENATOR SABB: I thought Mr. Strom had his hand up. 2.0 MS. CRAWFORD: Okay. There's seven votes to find him 21 qualified, Mr. Rutherford, Mr. Jordan, Mr. 22 Rankin, Mr. Talley, Mr. Sabb, Ms. Blackley, Ms. 23 McIver. And that's it. 24 So by a vote of seven -- with seven CHAIRMAN CASKEY: votes, Mr. Miller is found qualified, and so now 25

with the three candidates having all been found
qualified by this Commission pursuant to 2-19-80
Section A, the motion will be if someone so moves
that we nominate the slate of three candidates
for election.
REPRESENTATIVE RUTHERFORD: So moved.
SENATOR SABB: Second.
CHAIRMAN CASKEY: Moved by Representative Rutherford,
seconded by Senator Sabb. All in favor signify
by saying aye.
MEMBERS: Aye.
CHAIRMAN CASKEY: All opposed, nay? The ayes have it.
MS. CRAWFORD: Mr. Chairman, the next race the circuit
court third Judicial Circuit Seat one.
SENATOR SABB: Mr. Chairman?
CHAIRMAN CASKEY: Senator Sabb.
SENATOR SABB: Mr. Chairman, I'd make a motion that we
find all three candidates qualified and
nominated.
MS. MCIVER: Second.
CHAIRMAN CASKEY: Seconded by Mr. McIver. All in
favor signify by saying aye.
MEMBERS: Aye
CHAIRMAN CASKEY: All opposed? Motion carries.

1	MS. CRAWFORD: Mr. Chairman, the next race is Circuit
2	Court Fifth Judicial Circuit Seat one.
3	REPRESENTATIVE RUTHERFORD: Mr. Chairman.
4	CHAIRMAN CASKEY: Representative Rutherford.
5	REPRESENTATIVE RUTHERFORD: I make a motion that all
6	the candidates be found qualified and nominated.
7	CHAIRMAN CASKEY: Is there a second?
8	SENATOR RANKIN: Second.
9	CHAIRMAN CASKEY: Seconded by Senator Rankin, the
10	pending motion is finding all the candidates in
11	this circuit seat one Circuit Court qualified and
12	nominated. All in favor signify by saying aye.
13	MEMBERS: Aye.
14	CHAIRMAN CASKEY: All opposed? The ayes have it.
15	MS. CRAWFORD: Mr. Chairman, the next race for circuit
16	court is the Ninth Judicial Circuit Seat 2. As
17	to the issue of qualification?
18	CHAIRMAN CASKEY: That will be first.
19	[redacted]
20	MS. CRAWFORD: Mr. Chairman, the next race is the
21	Ninth Judicial Circuit Seat 4.
22	CHAIRMAN CASKEY: Are there any motions as to this
23	slate regarding qualifications?
24	SENATOR TALLEY: Mr. Chairman, I would move that the
25	entire slate be found qualified.

1 SENATOR RANKIN: Second. 2 CHAIRMAN CASKEY: The motion having been made by 3 Senator Talley to find the slate of candidates 4 for Circuit Court Ninth Circuit Seat 4 qualified, 5 seconded by Senator Rankin is the pending 6 question. Any debate? Seeing none, all in 7 favor, signify by saying aye. 8 MEMBERS: Aye. 9 All opposed? The ayes have the CHAIRMAN CASKEY: 10 slate the for the Ninth Judicial Circuit, Seat 4 11 as found qualified. Ms. Crawford. 12 MS. CRAWFORD: As a reminder you have three votes. Ι 13 will read them in order. The first candidate is 14 Jason A. Daigle. Mr. Daigle received one vote 15 from Ms. McIver. Judge Ittriss Jenkins. Judge 16 Jenkins received three votes, Rutherford, Sabb, Blackley. The next candidate is Honorable Daniel 17 18 E. Martin, Jr. Judge Martin received nine votes, 19 Strom, Blackley, Safran, Sabb, Talley, Caskey, 2.0 Rankin Jordan, Rutherford. The next candidate is 21 Elizabeth Morrison. Elizabeth Morrison received 22 The next candidate is Thomas J. zero votes. 23 Rhode. Mr. Rhode received seven votes: Jordan, 24 Rankin, Caskey, Talley, McIver, Safran, Strom. 25 SENATOR SABB: Sorry, which one is this?

1	MS. CRAWFORD: Rhode.
2	CHAIRMAN CASKEY: So if I could just interject.
3	Perhaps what would help staff in compiling an
4	accurate record, is she is going to count the
5	votes. If you leave your hand raised until she
6	has said your name, that way she'll be able to
7	see everybody. I think my big head is blocking
8	her from seeing Senator Rankin and that is part
9	of the problem. So I'll try and move my big
10	head. But if you would all help us by leaving
11	your hand raised until Ms. Crawford has had a
12	chance to call your name, that would be helpful.
13	MS. CRAWFORD: Thank you Mr. Chairman. The next
14	candidate is the Honorable Dale E. Van Slambrook.
15	Ten votes, Mr. Chairman. All the members.
16	CHAIRMAN CASKEY: All the members is an easy one.
17	MS. CRAWFORD: And the next candidate is John O.
18	Williams, II. Zero votes. The three candidates
19	with the most votes are the Honorable Daniel E.
20	Martin, Jr with nine votes, Thomas J. Rhonde with
21	seven, and the Honorable Dale E. van Slambrook
22	with ten. The next race is the 13th Judicial
23	Circuit Seat 4.
24	SENATOR TALLEY: Mr. Chairman.
25	CHAIRMAN CASKEY: Senator Talley?

1 I would move that the slate be found SENATOR TALLEY: 2 qualified. 3 SENATOR SABB: Second. 4 CHAIRMAN CASKEY: On motion of Senator Talley that 5 the slate for this seat be found qualified, 6 seconded by Senator Sabb is the pending question before this body. All in favor, signify by 7 8 saying aye. 9 MEMBERS: Aye. 10 CHAIRMAN CASKEY: All opposed? The Ayes have it. Ms. 11 Crawford. 12 MS. CRAWFORD: Mr. Chairman, the first candidate is 13 Vernon F. Dunbar. Mr. Chairman, Mr. Dunbar 14 received 10 votes. The next candidate is Ken 15 Gibson. Mr. Gibson received six votes: Strom, 16 Blackley, Safran, Sabb, Tally, Rutherford. 17 next candidate is Will Grove. Mr. Grove received 18 six votes: Jordan, Rankin, Caskey, Talley, 19 McIver, Safran and Strom. The next candidate is 2.0 Ike Johnson. Four votes? Five votes? Jordan, 21 Rankin, Caskey, Sabb, Blackley. So the three, Dunbar with 10 votes, Gibson with six and Grove 22 23 with six. The next race for Circuit Court 15th 24 Judicial Circuit Seat 3. 25 SENATOR RANKIN: Mr. Chairman.

1	CHAIRMAN CASKEY: Senator Rankin.
2	SENATOR RANKIN: I move that the slate of three
3	candidates for the 15th Judicial Circuit Seat 3
4	be deemed qualified and nominated.
5	SENATOR TALLEY: Second.
6	CHAIRMAN CASKEY: The motion being made by Senator
7	Rankin that all the candidates for the 15th
8	Circuit Seat 3 Circuit Court bench be found
9	qualified and nominated, seconded by Senator
10	Talley is the question before the body. All in
11	favor, signify by saying aye.
12	MEMBERS: Aye.
13	CHAIRMAN CASKEY: All opposed. Nay. The ayes have it
14	and the slate for the 15th Circuit Seat 3 are
15	found qualified and nominated.
16	MS. CRAWFORD: Mr. Chairman, the next race is the
17	Circuit Court At Large Seat 4.
18	MR. SAFRAN: I move to qualify
19	CHAIRMAN CASKEY: Mr. Safran moves that the slate of
20	candidates for the Circuit Court At Large Seat 4
21	be found qualified and nominated. Is there a
22	second?
23	SENATOR TALLEY: Second.
24	CHAIRMAN CASKEY: Seconded by Senator Talley. Seeing
25	no debate on the motion, the question is to the

1	body finding the slate qualified and nominated.
2	All in favor signify by saying aye.
3	MEMBERS: Aye.
4	CHAIRMAN CASKEY: All opposed nay. The ayes have it.
5	SENATOR SABB: Mr. Chairman, I just want to let the
6	record reflect I'm going to abstain on this one
7	because I wasn't here.
8	CHAIRMAN CASKEY: Yes, sir.
9	MS. CRAWFORD: Mr. Chairman, for At Large Seat 8, the
10	next race, Mr. Chairman, is At Large Seat 8.
11	CHAIRMAN CASKEY: Senator Rankin.
12	SENATOR RANKIN: I move the that the entire slate of
13	candidates for the Circuit Court At Large Seat 8
14	be deemed qualified.
15	SENATOR TALLEY: Second.
16	CHAIRMAN CASKEY: The motion had been made by Senator
17	Rankin, seconded by Senator Talley, that the
18	entire slate of candidates for Circuit Court At
19	Large Seat 8 be found qualified is before the
20	body. Any debate? Seeing none, the question is
21	adoption of the motion. All in favor, signify by
22	saying aye.
23	MEMBERS: Aye.
24	CHAIRMAN CASKEY: All opposed, nay. The ayes have it
25	and the entire slate Circuit Court At Large Seat

1 8 are found qualified. 2 SENATOR SABB: Mr. Chairman. 3 Senator Sabb? CHAIRMAN CASKEY: 4 SENATOR SABB: Let the record I'm abstaining on the 5 vote on this one as well. 6 CHAIRMAN CASKEY: Yes, sir. We will do that. 7 Senator Sabb abstains from voting on this slate. 8 Ms. Crawford. 9 MS. CRAWFORD: The first candidate for at large Seat 8 10 is Kimberly V. Barr. Mr. Chairman, Ms. Barr 11 received nine votes with one abstention. The 12 next candidate is Mary Anne Blake. Ms. Blake 13 received zero votes. The next candidate is the 14 Honorable Russell A. Blanchard, IV. 15 Blanchard received zero votes. The next candidate is T. William "Billy" McGee, III. 16 McGee received eight votes. So the votes were 17 18 Rutherford, Jordan, Rankin, Caskey, Talley, 19 McIver, Safran, Strom and one abstention. next candidate is Ashley A. cMahan. Ms. McMahan 2.0 21 received two votes, Caskey -- three votes, 22 Caskey, Rutherford, and Blackley. The next 23 candidate is William Vickery Meetze. Six votes, 24 seven votes, eight. I'm sorry. Jordan, Rankin, 25 Talley, McIver, Safran, Blackley, and Strom. The

1	next candidate is R. Bruce Wallace. No votes.
2	So the three candidates would be Barr with nine
3	votes, Billy McGee with eight votes, and Vic
4	Meetze with eight votes. Mr. Chairman, the next
5	race is Circuit Court at large seat 11.
6	SENATOR RANKIN: Mr. Chairman, I moved that all four
7	candidates be deemed qualified.
8	MR. SAFRAN: Second.
9	CHAIRMAN CASKEY: Senator Rankin moves that all of the
10	candidates for Circuit Court at large seat 11 be
11	found qualified. That motion is seconded by Mr.
12	Safran. Any debate? The question is adoption of
13	the motion. All in favor, signify by saying aye.
14	MEMBERS: Aye.
15	CHAIRMAN CASKEY: All opposed? The ayes have it and
16	the slate for Circuit Court At Large Seat 11 is
17	found qualified. Ms. Crawford.
18	MS. CRAWFORD: The next candidate is honorable Russell
19	D. Hilton, two votes, McIver and Talley. The
20	next candidate is the Honorable Milton D.
21	Kimpson. Judge Kimpson received 10 votes. The
22	three candidates qualified and nominated are
23	[Redacted], Joseph Bias, and Judge Kimpson. Mr.
24	Chairman, the next race is Circuit Court at large
25	Seats 16.

1 SENATOR RANKIN: Mr. Chairman, I move that the entire 2 slate be deemed qualified. 3 MS. BLACKLEY: Second. 4 CHAIRMAN CASKEY: The motion's made by Senator Rankin 5 that the entire slate for Circuit Court at large 6 seat 16 be found qualified and was seconded by 7 Ms. Blackley. Is there any debate or discussion? 8 Any question then is the adoption of the motion. 9 All in favor, signify by saying aye. 10 MEMBERS: Aye. 11 The ayes have it and the slate for CHAIRMAN CASKEY: 12 Circuit Court at large seat 16 is found 13 qualified. 14 MS. CRAWFORD: Mr. Chairman, the first candidate is 15 Sanford Cox Graves, received one vote, Rankin. 16 Riley Maxwell, nine votes, Rutherford, Jordan, 17 Caskey, Talley, Sabb, McIver, Safran, Blackley, 18 Charles J. McCutchen. and Strom. McCutchen 19 received 10 votes. Jane H. Merrill. Five votes: 2.0 Jordan, Rankin, Strom, Blackley, Sabb. Christian 21 G. Spradley, two votes: Rutherford and Safran. Boyd Young, three votes: Talley, McIver, Caskey. 22 23 Mr. Chairman, two candidates receiving -- Riley 24 Maxwell has received nine votes. Charles 25 McCutchen has received 10 votes. Nobody else

1	received six votes, so I'm going to read
2	everybody that received a vote for the second
3	vote. MR. STROM: So we all get one more vote?
4	CHAIRMAN CASKEY: You get three total.
5	SENATOR RANKIN: You just did that. So we're going to
6	the second round because only one or two
7	people
8	MS. CRAWFORD: Two people, so you get one vote.
9	MR. SAFRAN: So everybody gets one vote.
10	CHAIRMAN CASKEY: So we were going to move the two
11	people who got
12	MS. CRAWFORD: The nine and ten. But nobody else got
13	a majority. So you need to move to round two.
14	So the first candidate was Sanford Cox Graves,
15	receiving no votes. Jane H. Merrill, three
16	votes: Jordan, Blackley, and Sabb. Christian G.
17	Spradley.
18	SENATOR RANKIN: I'm sorry, Mr. Chairman, I want to go
19	back and cast my vote for Jane Merrill.
20	MS. CRAWFORD: That would be four votes.
21	CHAIRMAN CASKEY: Hold on one second. Senator Rankin
22	is asking unanimous consent to have his vote be
23	cast for Ms. Merrill. Seeing no objection, so
24	ordered.
25	MS. CRAWFORD: The next candidate is Christian G.

1	Spradley, two votes, Rutherford and Safran. The
2	next candidate S. Boyd Young, four votes.
3	REPRESENTATIVE RUTHERFORD: I'm sorry, I ask
4	unanimous consent to cast my vote for Boyd Young.
5	MS. CRAWFORD: Okay.
6	CHAIRMAN CASKEY: Hang on, one second. Let's go ahead
7	and count. You said you had four votes counted.
8	If you would nominate who those people were and
9	then we'll take up Mr. Rutherford's motion.
10	MR. SAFRAN: It actually wouldn't have been four if he
11	hadn't voted. Until we move on his motion, he
12	didn't have four.
13	REPRESENTATIVE RUTHERFORD: He did have four. He had
14	four.
15	CHAIRMAN CASKEY: So for the sake of clarity, what
16	we'll do is we will recall the vote for Mr.
17	Young. So let's do that and then nominate who
18	those individuals are.
19	MS. CRAWFORD: Boyd Young.
20	CHAIRMAN CASKEY: You already cast for Merrill.
21	We'll deal with you in a second.
22	REPRESENTATIVE RUTHERFORD: Okay. Okay.
23	MS. CRAWFORD: So we have four votes. Well, I need to
24	say who.
25	CHAIRMAN CASKEY: Say who they are.

1	MS. CRAWFORD: And it's Strom, Rankin
2	SENATOR RANKIN: For who? No.
3	MS. CRAWFORD: Caskey, Talley, McIver.
4	SENATOR SABB: And Strom.
5	REPRESENTATIVE RUTHERFORD: She called him first.
6	MS. CRAWFORD: I called him first.
7	CHAIRMAN CASKEY: Got it. Now Mr. Rutherford had
8	asked for unanimous consent to have his vote that
9	he originally cast for Ms. Merrill be cast for
10	Mr. Young, is that right?
11	REPRESENTATIVE RUTHERFORD: That's correct.
12	CHAIRMAN CASKEY: Okay. So seeing no objection, so
13	ordered. So now, Mr. Young's total should be
14	five. Mr. Merrill should have one less.
15	MS. CRAWFORD: Three.
16	SENATOR RANKIN: No guys. We are Let's go off the
17	record. I move to go in executive session.
18	CHAIRMAN CASKEY: Mr. Rankin moves to go to executive
19	session, seconded by Mr. Jordan, all in favor,
20	signify by saying aye.
21	MEMBERS: Aye.
22	CHAIRMAN CASKEY: All opposed, Nay? So ordered.
23	(Executive session was held from 5:20 - 5:25)
24	(Off the Record)
25	CHAIRMAN CASKEY: All right, ladies and gentlemen, we

1 are back on the record from Executive Session 2 where we were getting a legal briefing. For the 3 record, while we were in Executive Session, no 4 decision were made, no votes were cast. 5 some of the confusion for which I will accept 6 responsibility, I'd ask counsel to review where 7 we are with the election in Circuit Court at 8 large Seat 16. 9 Mr. Chairman, on the first vote, there MS. CRAWFORD: 10 were two candidates that received nine and 10 11 votes, Maxwell and McCutchen. No other person 12 receiving six votes. We moved to a second vote. 13 On that vote Mr. Graves received zero votes. 14 Jane Merrill received three votes. Christopher 15 Spradley received two votes, and Mr. Young 16 received five votes. No person having received a 17 majority six votes, we moved to a third ballot. 18 And Mr. Graves having received zero votes will be 19 not included in the third ballot. Does that make 2.0 sense? 21 Yes, ma'am. And who are the CHAIRMAN CASKEY: candidates that are available for vote in this 22 23 third round? 24 MS. CRAWFORD: Yes, sir, Mr. Chairman. The three 25 candidates will be Jane H. Merrill, Christian G.

1 Spradley, and Boyd Young. 2 CHAIRMAN CASKEY: All right. Thank you and again 3 appreciate all of your patience as we work 4 through this. Ms. Crawford if you would please 5 call the vote. MS. CRAWFORD: Mr. Chairman, the first candidate is 6 7 Jane H. Merrill receiving three votes. 8 MS. BLACKLEY: I'm sorry. 9 MS. CRAWFORD: Four votes. Okay. Wait a minute. 10 Raise them high. 11 CHAIRMAN CASKEY: Keep them up, please. 12 MS. CRAWFORD: Five votes: Rankin, Jordan, Blackley, 13 Sabb, and Talley. Five votes. The second 14 candidate is Christian G. Spradley. Mr. Spradley 15 received one vote, Mr. Safran. The next 16 candidate is S. Boyd Young. He received four votes, Rutherford, Caskey, Strom, McIver. 17 18 to a fourth ballot. Everybody is still in as 19 everybody received at least one vote. 20 Merrill, seven votes, eight votes: Jordan, 21 Rankin, Caskey, Talley, Sabb, Safran, Blackley, 22 and Strom. So is that eight? Having received 23 nine, do you want me to go to the two or no? 24 Okay. The three candidates qualified and 25 nominated would be Riley Maxwell, Charles

1	McCutchen, and Jane Merrill. The next race we
2	have is Family Court First Judicial Circuit seat
3	4. And two candidates in that race, Jerrod
4	Anderson and Deanne Gray.
5	MR. SAFRAN: I move to find both qualified and
6	nominated.
7	MS. BLACKLEY: Second.
8	CHAIRMAN CASKEY: Mr. Safran moves that the two
9	candidates in the Family Court First Judicial
10	Circuit Seat 4 be found qualified and nominated.
11	That is seconded by Ms. Blackly. All in favor,
12	signify by saying Aye.
13	MEMBERS: Aye.
14	CHAIRMAN CASKEY: All opposed, nay. The ayes have
15	it.
16	MS. CRAWFORD: Mr. Chairman, the next race is Family
17	Court Seventh Judicial Circuit Seat 4.
18	MR. SAFRAN: I motion.
19	SENATOR TALLEY: Second.
20	CHAIRMAN CASKEY: Mr. Safran moves that the slate of
21	candidates for the Family Court Seventh Judicial
22	Circuit Seat 4 be found qualified and nominated.
23	The motion is seconded by Senator Talley. Any
24	debate? All in favor, signify by saying aye.
25	MEMBERS: Aye.

1 CHAIRMAN CASKEY: All opposed, nay. The ayes have it 2 and the slate of candidates for the Family Courts Seventh Judicial Circuit Seat 4 are found 3 4 qualified and nominated. 5 MS. CRAWFORD: Mr. Chairman, the next race is in the Ninth Circuit Seat 4. Blakely Copeland Cahoon 6 7 and Paul F. Lebarron. 8 MR. SAFRAN: I move to address them separately and 9 just move that we address first Ms. Cahoon in 10 terms of qualification. 11 SENATOR RANKIN: Second. 12 CHAIRMAN CASKEY: Mr. Safran moves that we find Ms. 13 Cahoon qualified, seconded by Senator Rankin. 14 Any debate on that? Seeing none, then the 15 question is finding Ms. Cahoon qualified. 16 favor, signify by saying aye. 17 MEMBERS: Aye. 18 CHAIRMAN CASKEY: All opposed nay. The ayes have it. 19 MS. CRAWFORD: Mr. Chairman, the next candidate is 2.0 called Paul F. LeBarron. 21 CHAIRMAN CASKEY: Is there any motion with respect to 22 qualifications for Mr. LeBarron? Seeing no 23 motion for his candidacy to be found qualified, 24 his candidacy thus will end. 25 I moved to nominate Ms. Cahoon. MR. SAFRAN:

1	SENATOR RANKIN: Second.
2	CHAIRMAN CASKEY: Mr. Safran moves to nominate Ms.
3	Cahoon and is seconded by Senator Rankin. All in
4	favor signify by saying aye.
5	MEMBERS: Aye.
6	CHAIRMAN CASKEY: All opposed? The ayes have it and
7	Ms. Cahoon will be found qualified and nominated.
8	MS. CRAWFORD: Mr. Chairman, the next race is the
9	Family Court 10th Judicial Circuit Seat One.
10	There are two candidates, David J. Brousseau and
11	Heather Vry Scalzo.
12	CHAIRMAN CASKEY: Senator Talley?
13	SENATOR TALLEY: I move that both candidates be found
14	qualified and nominated.
15	SENATOR SABB: Second.
16	CHAIRMAN CASKEY: Senator Talley moves that both
17	candidates for the Family Court 10th Judicial
18	Circuit Seat One be found qualified and
19	nominated. That motion is seconded by Senator
20	Sabb. Is there any discussion? Seeing none,
21	then the pending question is adoption of the
22	motion finding the slate of candidates for this
23	seat qualified and nominated. All in favor,
24	signify by saying aye.
25	MEMBERS: Aye.

1 CHAIRMAN CASKEY: All opposed nay? The ayes have it. 2 MS. CRAWFORD: Mr. Chairman, the final race is Family Court 16th Judicial Circuit Seat Three. 3 4 there are three candidates in this race, Chadwick 5 "Chad" Smith, and Erin K. Urguhart. SENATOR SABB: Mr. Chairman. 6 7 CHAIRMAN CASKEY: Senator Sabb. 8 SENATOR SABB: I make a motion that we deal with their 9 qualifications individually. 10 SENATOR TALLEY: Second. 11 CHAIRMAN CASKEY: The motion being that we deal with 12 these candidates separately, seconded by Senator 13 Talley, all in favor, signify by saying aye. 14 MEMBERS: Aye. 15 CHAIRMAN CASKEY: All opposed nay? The ayes have it, 16 and we will do that individually. 17 MS. CRAWFORD: Mr. Chairman, the next candidate is R. 18 Chadwick "Chad" Smith. 19 MR. SAFRAN: I move to qualify him for -- to qualify 2.0 him for -- well, I'm getting ahead of myself. 21 CHAIRMAN CASKEY: Mr. Safran moves that we find 22 Chadwick Smith qualified. Was that seconded --23 MS. MCIVER: Second. 24 CHAIRMAN CASKEY: -- by Ms. McIver? All in favor, 25 signify by saying aye.

1 MEMBERS: Aye. 2 CHAIRMAN CASKEY: All opposed nay? The ayes have it 3 and Mr. Smith is found qualified. 4 MS. CRAWFORD: Mr. Chairman, the remaining candidate 5 is Erin K. Urquhart. 6 SENATOR TALLEY: Mr. Chairman. 7 CHAIRMAN CASKEY: Mr. Talley. 8 SENATOR TALLEY: I move that she be found qualified. 9 MS. BLACKLEY: Second. 10 CHAIRMAN CASKEY: Senator Talley moves that Ms. 11 Urguhart be found qualified and was seconded by 12 Ms. Blackley. Any discussion? All in favor of 13 the motion, signify by saying aye. 14 MEMBERS: Aye. 15 CHAIRMAN CASKEY: All opposed nay? The ayes have it 16 and Ms. Urguhart is found qualified. 17 MR. SAFRAN: I move to nominate the remaining two. 18 CHAIRMAN CASKEY: Mr. Safran moves that the two 19 candidates found qualified be nominated. 2.0 Second. SENATOR SABB: 21 CHAIRMAN CASKEY: Seconded by Senator Sabb. All in 22 favor, signify by saying Aye. 23 MEMBERS: Aye. 24 All opposed nay. The ayes have it CHAIRMAN CASKEY: 25 and these two candidates will be found qualified

1 and nominated. 2 MS. CRAWFORD: Mr. Chairman, that concludes the races. 3 SENATOR SABB: Did we vote on Master-In- Equity? 4 MS. CRAWFORD: We voted on that one earlier. 5 CHAIRMAN CASKEY: All right. Ladies and gentlemen, 6 having completed our work here this session, I 7 want to extend my thanks, first of all, to the 8 staff who has worked countless hours to get us to 9 this place. So thank you all very, very much. 10 To say that your work is unappreciated by most 11 citizens of the state is a profound 12 understatement. And so thank you very much for 13 all the hours and toil you've spent away from 14 your families to be here with us. And so I can't 15 thank you enough for that. And a special thank you to our Chief Counsel, who has sat in probably 16 17 the most painful position one could find 18 themselves sitting in next to me throughout the 19 And so to Ms. Erin Crawford, we say a 2.0 very special thank you for all you have done. 21 And I would be remiss if I didn't, also, 22 acknowledge and thank the person who makes this 23 all happen, Ms. Lindi Putnam. Your efforts do 24 not go unappreciated. Because somebody has to make all of these binders come together, make all 25

1 the phone calls happen, and be here late into the 2 hours of the night. And lastly to members of the 3 Commission, I want to thank you all for the 4 opportunity to be here with you. I appreciate 5 your hard work. There's certainly other things 6 you could have been doing and your devotion to 7 the public is something that I am grateful for. 8 It has been an honor and a pleasure to get to 9 work with you. Senator. 10 SENATOR SABB: So Mr. Chairman, two things. Number 11 one, I'm thankful you are our Chairman and you did an excellent job. And number two, I think 12 13 it's important for us to state that all of the 14 criticism that this institution receives is 15 really directed at the Commission and no at the 16 staff. And I just think it's important that that 17 distinction be made. I heard everybody just give 18 nothing but glowing remarks about the staff and 19 the processed, and obviously, we trust them in 2.0 the process. And I think that's what makes this

CHAIRMAN CASKEY: Thank you. Senator Rankin.

accolades.

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25 | SENATOR RANKIN: Dittos on your chairing this task.

lumps, and you all continue to take the

institution what it is. And so we'll take the

1	And to the staff, House and Senate, this is a
2	working, living, breathing body that has been
3	charged with a very serious task. To the members
4	here who, again, we've made jokes about others
5	where they could have gone if they got an
6	assignment that you chose to do it, Andy Safran,
7	Lucy Gray McIver, Pete Strom, Hope Blackley, we
8	thank you. To the members who have served, as
9	well. And to the court reporter who doesn't miss
10	and jot or a tittle, thank you all.
11	CHAIRMAN CASKEY: And let me let me add, our our
12	friend from SCETV, who we won't risk with public
13	identification doxxing, I think they call it.
14	SENATOR RANKIN: Can you turn the camera?
15	CHAIRMAN CASKEY: We should put the camera on you.
16	But thank you very much for all of your hard
17	work.
18	SENATOR RANKIN: Come on over here. Come over here
19	real quick. Come over here quick quick quick
20	quick.
21	CHAIRMAN CASKEY: They might not think you exist.
22	SENATOR RANKIN: Thank you, sir.
23	VIDEOGRAPHER: My pleasure. Thank you for having me.
24	CHAIRMAN CASKEY: All right. Seeing no one else, and
25	having no further business on our agenda, we will

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stand adjourned. Thank you all for being here.
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     (There being no further questions, the hearings
 2
          concluded at 5:40 p.m)
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1 CERTIFICATE OF REPORTER 2 3 I, KATHRYN BOSTROM, COURT REPORTER AND NOTARY PUBLIC 4 IN AND FOR THE STATE OF SOUTH CAROLINA AT LARGE, HEREBY 5 CERTIFY THAT I REPORTED THE HEARINGS ON WEDNESDAY, THE 28TH 6 DAY OF NOVEMBER 2023, THAT THE WITNESS WAS FIRST DULY SWORN 7 BY ME AND THAT THE FOREGOING 122 PAGES CONSTITUTE A TRUE 8 AND CORRECT TRANSCRIPTION OF MY STENOMASK REPORT OF SAID 9 DEPOSITION. 10 I FURTHER CERTIFY THAT I AM NEITHER ATTORNEY NOR 11 COUNSEL FOR, NOR RELATED TO OR EMPLOYED BY ANY OF THE 12 PARTIES CONNECTED WITH THIS ACTION, NOR AM I FINANCIALLY 13 INTERESTED IN SAID CAUSE. 14 I FURTHER CERTIFY THAT THE ORIGINAL OF SAID TRANSCRIPT 15 WAS THEREAFTER SEALED BY ME AND DELIVERED TO ERIN CRAWFORD, 16 GRESSETTE BUILDING, 1101 PENDLETON STREET, COLUMBIA, SOUTH 17 CAROLINA, WHO WILL RETAIN THIS SEALED ORIGINAL TRANSCRIPT 18 AND SHALL BE RESPONSIBLE FOR FILING SAME WITH THE COURT 19 PRIOR TO TRIAL OR ANY HEARING WHICH MIGHT RESULT IN A FINAL 20 ORDER ON ANY ISSUE. 21 IN WITNESS WHEREOF, I HAVE SET MY HAND AND SEAL THIS 5TH DAY OF DECEMBER 2023. 22 23 24 KATHRYN B. BOSTROM, COURT REPORTER 25 MY COMMISSION EXPIRES AUGUST 23, 2032

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