

**JUDICIAL MERIT SELECTION COMMISSION**  
**Sworn Statement to be included in Transcript of Public Hearings**

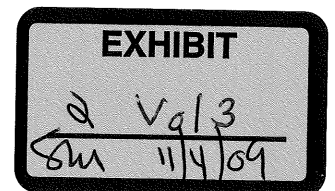
**Circuit Court**  
**(Incumbent)**

Full Name: Diane Schafer Goodstein  
Business Address: 101 Ridge Street (Post Office Box 234)  
Saint George, SC 29477  
Business Telephone: 843-832-0332

1. Why do you want to serve another term as a Circuit Court Judge?  
I have treasured my time as a Circuit Court Judge. I believe I still have contributions which I can make to this position.
2. Do you plan to serve your full term if re-elected? Yes.
3. Do you have any plans to return to private practice one day?  
No.
4. Have you met the Constitutional requirements for this position regarding age, residence, and years of practice? Yes.
5. What is your philosophy regarding *ex parte* communications? Are there circumstances under which you could envision *ex parte* communications being tolerated?

I begin with the premise that *ex parte* communications should be avoided. However, there are those rare circumstances where such communications are acceptable, such as for purely administrative or emergency reasons where no party would gain tactical or other advantage and where all parties are promptly notified of the communication. Let me give this example: I am always cautious about having a conversation which could be construed as *ex parte* however I am grateful I took a call from an attorney on a Friday afternoon requesting his case be continued because he was on the way to the hospital and he knew something was wrong. I told him I would call the other side and tell them of our call and if his concerns were accurate we would work out the issue of the scheduling of his trial set for Monday and right then to care for his health. My clerk and I called the other attorney and described what had occurred. The lawyer who called died several hours later. I believe because the issue was only one of scheduling and emergent and we promptly called the other attorney, the *ex parte* communication was acceptable. Clearly there was no advantage to be had and I was glad this attorney's last hours were at least alleviated of this concern.

Of course our law contemplates *ex parte* procedure such as preliminary restraining orders. Indigent criminal defendants are allowed *ex parte* communications for certain specified reasons such as expense money and other defendants for matters such as mental



evaluations however I would note that ex parte in these circumstances does not mean without a record.

6. What is your philosophy on recusal, especially in situations in which lawyer-legislators, former associates, or law partners are to appear before you?

I would not recuse myself simply because one of the lawyers in the case was a lawyer legislator. I do not believe the rules contemplate such a blanket recusal for that reason solely. If I had a relationship with anyone with whom I felt created a situation where one side or the other had influence with my decision I would recuse myself wither the person happened to be a lawyer legislator or not. At this time I would not recuse myself if a former associate appeared before me because it has been ten and a half years and they have all gone on to other law firms and other jobs. However, let me also add that when lawyers appear before me that have a substantial relationship with my husband who is an attorney it is my practice to disclose those relationships with counsel and recuse myself where any concern is expressed and it is a concern that reasonable people. Of course, where an attorney has done work for my husband's business, that relationship is disclosed and I recuse unless there is a waiver. My former law partner cannot appear before me because he is my husband.

7. If you disclosed something that had the appearance of bias, but you believed it would not actually prejudice your impartiality, what deference would you give a party that requested your recusal? Would you grant such a motion?

When I am met with those circumstances where I have disclosed a matter that could have the appearance of bias and I have therefore disclosed the matter, typically I recuse myself if the parties fail to waive any potential or perceived conflict. However, if a recusal is requested where there is no conflict and I am concerned that the party is attempting to recuse as a tactical matter I have not recused based upon my research there is an equal duty not to recuse in such circumstances. I certainly would have a hearing regarding the recusal and recuse even when there is only the appearance of impropriety where reasonable minds would believe that there was an impropriety.

8. How would you handle the appearance of impropriety because of the financial or social involvement of your spouse or a close relative?

A Judge must act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary. A Judge must avoid the appearance of impropriety so if the Judge's spouse's financial or social involvement would create in reasonable minds a perception that the Judge's ability to carry out his or her

responsibilities is impaired, then the Judge must disclose and, absent waivers, the Judge must recuse.

9. What standards have you set for yourself regarding the acceptance of gifts or social hospitality?

I have been given soft drinks or snacks associated with holding court in a county as a matter of courtesy and incidentally that county have happened to have matters which came before me. I remember nothing specific but know this situation has occurred.

Years ago I went to the Trial Lawyers association and they provided a room and a reception for the judiciary. These times have been specifically disclosed in earlier ethics filings. The Richland County Bar association entertains the state judiciary annually at the conference in August. Our judiciary is required to attend the state bar winter convention annually and I attend. If I have been asked to give a talk or teach a seminar I accept refreshments if they are offered to the group at large. If it is necessary that I travel overnight to give a talk or teach I will accept a room offered for my use for the required period only. Also there are bar associations who entertain at Judges Conferences and I have attended those.

Before I went on the bench I had long standing friends with whom I would have lunch or dinner occasionally. I still have these friends and will still engage in the occasional normal hospitality. There are times I will be involved in meetings in our county regarding many subjects associated with my position and occasionally they will be lunch meetings. Our clerk of court or I will provide lunch. I am confident that I have provided more lunches than have been provided for me. I have had counties provide a meal for me along with the jury and other court personnel if we are waiting for a jury to complete their deliberations.

Other than the reciprocal normal hospitality with old friends, I do not allow litigants or attorneys to buy me meals or give me gifts or anything of value.

10. How would you handle a situation in which you became aware of misconduct of a lawyer or of a fellow Judge?

I would seek to correct the problem if I could do so properly and make the appropriate report.

11. Are you affiliated with any political parties, boards or commissions that, if you were re-elected, would need to be re-evaluated?

No

12. Do you have any business activities that you would envision remaining involved with if reelected to the bench?

No

13. How do you handle the drafting of orders?

Sometimes I draft them myself with the help of my law clerk. However, because of the volume of cases that I handle, particularly

non-jury matters, I will often request proposed orders from the attorneys. If I have decided the matter at the hearing I will ask one of the attorneys to draft a proposed order. If I have taken the matter under advisement sometimes I ask that both sides draft proposed orders. When the orders arrive, and frequently they do so electronically, my administrative assistant will log them in and my law clerk will compare the proposed order to our hearing notes and evaluate the document for consistency with the notes and perform any assigned research. If questions arise, we may review the hearing transcript but this occurs infrequently. Once my clerk's review is completed, the order, research and notes come to me for review and editing. Once an order is completed, it is signed, logged out and a copy made of its first page. My administrative assistant then returns the order to counsel for filing and service.

14. What methods do you use to ensure that you and your staff meet deadlines?

I handle deadlines in multiple ways. First, I will have my administrative assistant and law clerk calendar the deadline. Second, I have developed along with my staff over time an excel type spread sheet that is maintained both by my administrative assistant and my clerk. When a matter is heard it is listed on the spread sheet with identifying information such as name, case number, attorneys, county heard, dates proposed orders are due, and the like. Certain information is color coded to indicate issues such as age of the case, conclusion of the case, and tardiness of tasks. Third, for cases under advisement a report is filed monthly with court administration accounting for those matters.

15. What is your philosophy on "judicial activism," and what effect should Judges have in setting or promoting public policy?

I particularly believe in stare decisis. I believe in the three branches of government. I believe that it is incumbent upon the legislature to enact the laws and upon our Supreme Court to define and interpret where necessary the statutory and common law.

16. Canon 4 allows a Judge to engage in activities to improve the law, legal system, and administration of justice. What activities do you plan to undertake to further this improvement of the legal system?

I am currently honored to instruct at the new magistrate's school; I have participated in the SC Supreme Court Institute and I instruct at the new Judges School for the Circuit Court. I also serve on the Judicial Standards Committee and on the Circuit Judges Advisory Committee. I am honored to participate in the mentoring of new Judges and have presided with the following during their four week mentoring process: Hon. Deadra Jefferson, Hon. Michelle Childs, Hon. Carmen Mullen, Hon. Benjamin Culbertson, Hon. Larry Hyman, Hon. R

Knox McMahon, Hon. Kristi Harrington, Hon. Edgar Dickson, and the Hon. Rob Stillwell. I have also participated in numerous observations with many magistrates.

17. Do you feel that the pressure of serving as a Judge strains personal relationships (i.e. spouse, children, friends, or relatives)? How do you address this?

I believe that serving as a Judge would not strain personal relationships.

18. The following list contains five categories of offenders that would perhaps regularly appear in your court. Discuss your philosophy on sentencing for these classes of offenders.

- a. Repeat offenders:
- b. Juveniles (that have been waived to the circuit court):
- c. White collar criminals:
- d. Defendants with a socially and/or economically disadvantaged background:
- e. Elderly defendants or those with some infirmity:

I have reviewed this question repeatedly and I have come to the conclusion that I cannot address these individuals as "classes of offenders". I do not see the people who I sentence as "classes" of individuals. These are people, and I try to know as much about as I can in the time available. These "categories", along with other information, such as ability to access community resources, degree of mental illness, educational background, family support and the facts of each case are in assessing the reprehensibility of the conduct and the likelihood of recidivism. I believe that if a lesser sentence will accomplish what a longer will, one ought impose the lesser. I believe the worst crimes are those of physical violence to innocent victims.

19. Are you involved in any active investments from which you derive additional income that might impair your appearance of impartiality?

No. As I have indicated I was on the board of directors for my husband's business but am no longer.

20. Would you hear a case where you or a member of your family held a *de minimis* financial interest in a party involved?

Yes. This participation is allowed by canon 3E(1)(d)(iii) which allows the court to hear such a matter so long as the interest is *de minimis* that could be substantially affected by the proceedings. If the interest known to the Judge is more than *de minimus* that could be substantially affected the interest must be disclosed and disqualification considered very strongly.

21. Do you belong to any organizations that discriminate based on race, religion, or gender?

No.

22. Have you met the mandatory minimum hours requirement for continuing legal education courses? Yes.
23. What do you feel is the appropriate demeanor for a Judge?  
A Judge should always be respectful to all who appear before her or him. A Judge should listen to those who come before her or him. I think a Judge should be mindful that litigation is stressful, frightening and can be very expensive. I think a Judge should create as best as possible a structured, calm and efficient environment to allow for parties and their attorneys to work. I believe this environment supports greatly the quest for the truth and justice.
24. Do the rules that you expressed in your previous answer apply only while you are on the bench or in chambers, or do these rules apply seven days a week, twenty-four hours a day?  
These rules apply everyday in life.
25. Do you feel that it is ever appropriate to be angry with a member of the public, especially with a criminal defendant? Is anger ever appropriate in dealing with attorneys or a pro se litigant?  
There are times when a Judge must be stern in order to maintain control of the courtroom. Sternness, however, is not anger. The real difficulty with anger is it is very hard to be angry and continue to think. That is why real anger is no help to a Judge, however, an expression of displeasure can also assist in the maintenance of order. Alas, we are human, and there are those times when a Judge can become irritated, frustrated, and even angry. I believe these are the moments you need to take a break. Additionally, when a Judge becomes angry with pro se litigants or attorneys, it makes it very difficult for them to function, which greatly restricts their ability to present their issues. No one is served when anger predominates.
26. How much money have you spent on your campaign? If it is over \$100, has that amount been reported to the House and Senate Ethics Committees? \$70.00. Typing.
27. While campaigning for this office, have you used judicial letterhead or the services of your staff for your campaign?  
I have not used my letterhead however my administrative assistant has helped me on her time off and I am paying her for that (currently \$50.00). Last evening my court reporter on her time off helped me for 2 hours by typing. I will take her to lunch for her kind help (\$20.00).
28. Have you sought or received the pledge of any legislator prior to this date?  
No.
29. Have you sought or been offered a conditional pledge of support by any legislator pending the outcome of your screening?  
No.

30. Have you asked any third parties to contact members of the General Assembly on your behalf before the final and formal screening report has been released? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf?  
No.
31. Have you contacted any members of the Judicial Merit Selection Commission?  
No
32. Are you familiar with the 48-hour rule, which prohibits a candidate from seeking pledges for 48 hours after the draft report has been submitted?  
Yes.

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

s/ Diane S. Goodstein

Sworn to before me this 12<sup>th</sup> day of August, 2009.

Notary Public for South Carolina

My commission expires: 11-10-2014

## Jane Shuler

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**From:** Goodstein, Diane S. [DGoodsteinJ@sccourts.org]  
**Sent:** Monday, October 19, 2009 2:56 PM  
**To:** Jane Shuler  
**Cc:** Katherine Wells

Ms. Shuler:

Could you please amend the answer I had given to question number 41 on the Personal Data Questionnaire to \$70.00 instead of \$60.00. I am very sorry for the inconvenience and I thank you very much for your time and attention in this matter.

Diane Goodstein



## Jane Shuler

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**From:** Goodstein, Diane S. [DGoodsteinJ@sccourts.org]  
**Sent:** Tuesday, October 20, 2009 9:39 AM  
**To:** Jane Shuler  
**Cc:** Katherine Wells  
**Attachments:** ethics statement2.docx

**Importance:** High

Ms. Shuler:

Please find attached the correction to question number 6 of the Ethics Statement. I am very sorry for the inconvenience and I thank you very much for your time and attention in this matter.

Diane S. Goodstein

6. What is your philosophy on recusal, especially in situations in which lawyer-legislators, former associates, or law partners are to appear before you?

**I would not recuse myself simply because one of the lawyers in the case was a lawyer- legislator. I do not believe the rules contemplate such a blanket recusal for that reason solely. If I had a relationship with anyone with whom I felt created a situation where one side or the other had influence with my decision I would recuse myself whether the person happened to be a lawyer-legislator or not. At this time, I would not recuse myself if a former associate appeared before me because it has been ten and a half years and they have all gone on to other law firms and other jobs. However, let me also add that when lawyers appear before me that have a substantial relationship with my husband who is an attorney it is my practice to disclose those relationships with counsel and recuse myself where concern is expressed. Of course, where an attorney has done work for my husband's business, that relationship is disclosed and I recuse unless there is a waiver. My former law partner cannot appear before me because he is my husband.**

JUDICIAL MERIT SELECTION COMMISSION  
PERSONAL DATA QUESTIONNAIRE

Court, Position, and Seat # for which you are applying:  
Circuit Court Judge, First Judicial Circuit, Seat 2

1. NAME: Ms. Diane Schafer Goodstein  
BUSINESS ADDRESS: P.O. Box 234, St. George  
South Carolina 29477  
E-MAIL ADDRESS: [dgoodsteinj@sccourts.org](mailto:dgoodsteinj@sccourts.org)  
TELEPHONE NUMBER: office: (843) 832-0332
2. Date of Birth: 1955  
Place of Birth: Dillon, South Carolina
3. Are you a citizen of South Carolina? Yes.  
Have you been a resident of this state for at least the immediate past five years? Yes.
5. Family Status: Married on April 2, 1983, to Arnold Samuel Goodstein. Never divorced. Two children.
6. Have you served in the military? I have not served in the military.
7. List each college and law school you attended, including the dates of your attendance, the degrees you received, and if you left an institution without receiving a degree, the reason for your departure.
  - (a) I attended the University of North Carolina at Chapel Hill from 1974 through 1978 and received a Bachelor of Arts degree.
  - (b) I attended the University of North Carolina School of Law from 1978 through 1981 and received a Juris Doctorate degree.
8. List the states in which you have been admitted to practice law and the year of each admission. Also list any states in which you took the bar exam but were never admitted to the practice of law. If you took the bar exam more than once in any of the states listed, please indicate the number of times you took the exam in each state.

I was admitted to practice in South Carolina in 1981. I have never taken any other bar exam other than the South Carolina bar once in 1981 and passed.
9. List the significant activities in which you took part during your attendance at college, graduate, and law school. Give the dates you were involved in these activities and list any leadership positions you held.

College: Dean's list; Junior escort for the graduation class which was an honorary position granted to only approximately twenty juniors considered to be distinguished; member of the campus governing body for multiple terms and member of the finance committee; little sister ZBT; Participated in beginning a student-led legal aid project for the student body.

Law School: Women in Law organization; participated in a legal mentoring project; continued to support the student legal assistance project, participated in a legal fraternity.

10. Describe your continuing legal or judicial education during the past five years. Include only the title and date of any continuing legal or judicial education course completed.

<u>Conference/CLE Name</u>	<u>Date(s)</u>
(a) Conference SC Women Lawyers	4/30/04;
(b) 19 <sup>th</sup> Annual Criminal Law Update	1/23/04;
(c) 2 <sup>nd</sup> Annual Civil Law Update	1/23/04;
(d) SC Circuit Judges Conference	5/05/04;
(e) Annual Judicial Conference	8/19/04;
(f) Judicial Oath of Office	9/19/04;
(g) Advanced Evidence	11/15/04-11/18/04;
National Judicial College	
(h) 3 <sup>rd</sup> Annual Civil Law Update	
(i) 20th Annual Criminal Law Update	1/05;
(j) Circuit Judges Conference	5/11/05;
(k) Annual Judicial Conference	8/20/05;
(l) Fourth Annual Civil Law Update	1/27/06;
(m) 21 <sup>st</sup> Annual Criminal Law Update	1/27/06;
(o) Circuit Court Judicial Conference	5/20/06;
(p) Handling Capital Cases	6/10/06;
(q) 2006 Annual Judicial Conference	8/23/06;
(r) SC Judges and Journalists	9/28/06;
(s) Fifth Annual Civil Law Update	1/26/07;
(t) 22 <sup>nd</sup> Annual Criminal Law Update	1/26/07;
(u) Fifth Annual Civil Law Update	1/26/07;
(v) SC Circuit Judges Conference	5/14/08;
(w) ABA Judicial Division	8/7/08;
(x) 2008 Judicial Conference	8/20/08;
(y) ODC Commission and Attorney Training	10/21/08;
(z) 7 <sup>th</sup> Annual Civil Law Update	1/23/09;
(aa) Circuit Conference	5/6/09.

11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs?

<u>Course/Lecture Name</u>	<u>Dates</u>
(a) Group Leader National Judicial College – Advanced Evidence Course	11/15/04 to 11/18/04
(b) Panel Participation Women Lawyers Conference	4/30/04
(c) SCCA Orientation School for New Judges - Presentation: Running of a Court	2004
(d) SCCA Orientation School for New Judges –	

	Presentation: Running of a Court	7/11/05
(e)	SC Young Lawyers Division Panel Participation	1/28/06
(f)	SC Women Lawyers Speaker – Ladder to Success	10/13/06
(g)	Workers Compensation Convention Speaker – Ethical Considerations in Workers Compensation Appeals	2006
(h)	Magistrate’s School Presentation – Running of the Court	3/28/07
(i)	Jewish Historical Society Panel Discussion Participant	4/28/07
(j)	Magistrate’s Orientation School	3/17/08
(k)	Orientation School for New Judges	7/9/08
(l)	Magistrates School Orientation	7/21/08
(m)	SCDTAA Joint Meeting	7/24/08
(n)	NBI Teacher - What Civil Court Judges Want	9/19/08
(o)	Orientation School for Magistrates	3/16/09
(p)	New Magistrates School	7/31/09

(q) Over the past several years, I have helped mentor the following judges who presided with me during their 4-week mentoring process:

- 1 – Hon. Deadra L. Jefferson
- 2 – Hon. Michelle Childs
- 3 – Hon. Carmen Mullen
- 4 – Hon. Benjamin Culbertson
- 5 – Hon. Larry Hyman
- 6 – Hon. R. Knox McMahon
- 7 – Hon. Kristi L. Harrington
- 8 – Hon. Edger W. Dickson
- 9 – Hon. Rob Stillwell

12. List all published books and articles you have written and give citations and the dates of publication for each.

Materials have been published for times I have taught and/or presented. I have not published materials other than those.

13. List all courts in which you have been admitted to practice and list the dates of your admission. Give the same information for administrative bodies that require a special admission to practice.

- (a) South Carolina Supreme, 11/9/81
- (b) South Carolina Federal District Court, 6/15/82
- (c) United States Court of Appeals, 10/1/84

14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.

I began practice as an associate with the firm of Goodstein, Bowling, Douglas & Phillips from 1981 through 1983. I became a partner in Goodstein & Goodstein, PA, from 1983 through 1998. After my election to the bench in 1998 and days before I concluded my practice, my law firm merged with the

firm of Rosen, Rosen & Hagood, creating Rosen, Goodstein & Hagood. My husband continued to practice with that firm until the end of 2000.

My private practice was a general one which progressed to one which was primarily associated with the representation of plaintiffs, and finally to one which represented both plaintiffs and defendants. In the later years, I practiced more often in the public sector, serving as Dorchester County Attorney, as General Counsel for the Charleston County Aviation Authority, and as counsel for Dorchester County School District Number Two. I prosecuted cases for the Charleston County Aviation Authority Police Department. In 1997, Goodstein & Goodstein began to represent the South Carolina Insurance Reserve Fund in cases arising in Charleston and Dorchester Counties. After sixteen years, my law practice had expanded into numerous areas of the private and public sector, representing both plaintiffs and defendants.

15. What is your rating in Martindale-Hubbell?

My last rating in Martindale-Hubbell was AV.

22. Have you ever held judicial office? Yes.

I was elected as a Resident Judge, First Judicial Circuit, Seat 2, on May 6, 1998, for the term July 1, 1998, through June 30, 2004. I was re-elected February 2004, and am currently serving my second term. Limitations on jurisdiction include only those matters for which exclusive jurisdiction lies in the family court. The Circuit Court is best described as a court of general jurisdiction.

23. If the answer to question 22 is yes, describe or list five of your most significant orders or opinions and give the citations if they were reported. Also list citations to any appellate review of these orders or opinions.

(a) State v. Marion Bowman – 366 SC 45, 623 SE2<sup>nd</sup> 378, 2005: This was a death penalty case for which many pre-trial orders were issued, the most significant being the order to suppress defendant's confession. This matter was affirmed.

(b) Sullivan v. South Carolina Department of Corrections 355 S.C.437, 586 S.E2<sup>nd</sup> 124

(c) Mary Louise Fairy v. Exxon, Case No: 94-CP-37-118, order denying motion to reconsider and other relief

(d) State v Kenneth Harry Justus, Indictment 2005-GS-18-1265; order attached.

(e) Margaret Sheikh as personal representative of the estate of Asif Sheikh, deceased v. Lexington Medical Center, Case No.: 2003-CP-32-0675

24. Have you ever held public office other than judicial office?

Other than judicial office, I have not held public office. I was county attorney for Dorchester County, but I do not believe that was a public office.

25. List all employment you had while serving as a judge (whether full-time or part-time, contractual or at will, consulting or otherwise) other than elected judicial

office. Specify your dates of employment, employer, major job responsibilities, and supervisor.

Other than my judicial office, I have not had any outside employment since my election in 1998. For a period, I was on the board of my husband's company, but I am no longer serving in that capacity.

26. Have you ever been an unsuccessful candidate for elective, judicial, or other public office?

I ran for the South Carolina Supreme Court twice in 2007, and while found qualified, I was not nominated.

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

I was on the board of directors for a time with my husband's business, but no longer serve in that capacity.

28. Are you now an officer or director or involved in the management of any business enterprise?

(a) Lamb's Inc. I am the President of Lamb's Inc. Lamb's Inc. is the general partner for a limited partnership, Carmel Carolina, which is owned by my immediate family. This family company owns real estate.

(b) I am president of DSG Acquisitions, LLC which owns a vacation house in Myrtle Beach.

29. A complete, current financial net worth statement was provided to the Commission.

30. Describe any financial arrangements or business relationships you have, or have had in the past, that could constitute or result in a possible conflict of interest in the position you seek. Explain how you would resolve any potential conflict of interest.

I could not hear matters involving the Goodstein Law Firm, LLC, or matters in which my husband, Arnold S. Goodstein, Esquire, or his companies would be involved. I could not hear matters involving business owned by my son.

31. Have you ever been arrested, charged, or held by federal, state, or other law enforcement authorities for violation or for suspicion of violation of any federal law or regulation, state law or regulation, or county or municipal law, regulation, or ordinance, or any other law, including another country's law?  
No.

32. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute? No.

33. Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? Have you ever defaulted on a student loan? Have you ever filed for bankruptcy?

In error, several years ago there was a tax lien filed which arose out of my husband's mother's estate. The lien was removed within days.

34. Have you ever been sued, either personally or professionally, that is, have you ever been named as defendant or respondent in any court of law?  
I have been sued in my capacity as a Judge; however, after passing the suits along to the Attorney General's office, I have heard no more regarding them.
36. Are you now or have you ever been employed as a "lobbyist," as defined by S.C. Code § 2-17-10(13), or have you acted in the capacity of a "lobbyist's principal," as defined by S.C. Code § 2-17-10(14)? No.
37. Since filing with the Commission your letter of intent to run for judicial office, have you accepted lodging, transportation, entertainment, food, meals, beverages, money, or any other thing of value as defined by S.C. Code § 2-17-10(1) from a lobbyist or lobbyist's principal? No.
38. S.C. Code § 8-13-700 provides, in part, that "[n]o public official, public member, or public employee may knowingly use his official office, membership, or employment to obtain an economic interest for himself, a member of his immediate family, an individual with whom he is associated, or a business with which he is associated." Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions. None.
39. S.C. Code § 8-13-765 provides, in part, that "[n]o person may use government personnel, equipment, materials, or an office building in an election campaign." Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions. No knowledge.
40. Itemize (by amount, type, and date) all expenditures, other than those for travel and room and board, made by you, or on your behalf in furtherance of your candidacy for the position you seek. Typing, \$60.00
41. List the amount and recipient of all contributions made by you or on your behalf to members of the General Assembly since the announcement of your intent to seek election to a judgeship. None.
42. Have you directly or indirectly requested the pledge of any member of the General Assembly as to your election for the position for which you are being screened? Have you received the assurance of any public official or public employee that they will seek the pledge of any member of the General Assembly as to your election for the position for which you are being screened? No to all questions
43. Have you requested a friend or colleague to contact members of the General Assembly on your behalf? If so, give details. Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf? If so, give details.  
No to question 1  
As to question 2, I have no direct information and have stressed to friends who have been supportive that they must not contact members of the general assembly.



44. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy? No.
45. Have you or has anyone acting on your behalf contacted members of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate? No.
46. List all bar associations and professional organizations of which you are a member and give the titles and dates of any offices you have held in such groups.
- (a) South Carolina Bar Association
  - (b) American Bar Association
  - (c) Dorchester County Bar Association
  - (d) Circuit Judges Association
  - (e) Women in Law Association
47. List all civic, charitable, educational, social, and fraternal organizations of which you are or have been a member during the past five years and include any offices held in such a group, any professional honors, awards, or other forms of recognition received and not listed elsewhere.
- (a) Summerville Debutante Club
  - (b) Circuit Judges Advisory Committee Member
  - (c) Judicial Standards Committee Member
48. Provide any other information that may reflect positively or negatively on your candidacy, or which you believe should be disclosed in connection with consideration of you for nomination for the position you seek.  
No other information to provide
49. References:
- (a) Lisa Mizell  
(843) 682-2816  
1395 Branchville Highway  
Vance, SC 29163
  - (b) Dr. Barbara Stroble  
(843) 821-3997  
102 Greenwave Boulevard  
Summerville, SC 29483
  - (c) Mayor Keith Summey  
(843) 821-1055  
1362 McMillan Avenue  
North Charleston SC
  - (d) Mayor Berlin G. Meyers  
(843) 871-6000  
200 S. Main Street  
Summerville, SC 29483
  - (e) Karen Way  
(843) 8719200  
218 S. Main Street

Summerville, SC 29483

YOUR SIGNATURE WILL BE HELD TO CONSTITUTE A WAIVER OF THE CONFIDENTIALITY OF ANY PROCEEDING BEFORE A GRIEVANCE COMMITTEE OR ANY INFORMATION CONCERNING YOUR CREDIT.

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

Signature: Diane S. Goodstein

Date: August 12, 2009