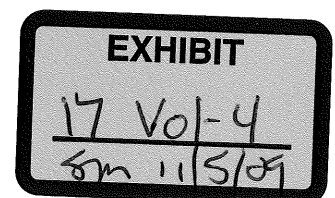


JUDICIAL MERIT SELECTION COMMISSION
PERSONAL DATA QUESTIONNAIRE
FOR RETIRED JUDGES/JUSTICES

1. NAME: Thomas Leslie Hughston, Jr.
BUSINESS ADDRESS: 100 Broad Street
Suite 368
Charleston, SC 29401
BUSINESS TELEPHONE: 843-958-5100
E-MAIL ADDRESS: thughstonj@sccourts.org
2. Date and Place of Birth: July 25, 1943, in Spartanburg, 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. Divorced on November 30, 1990, Family Court, 5th Judicial Circuit, State of South Carolina. One Year's Separation. Jeanne G. Hughston was moving party. Married on May 30, 1993, to Mary Anne McLean Hughston. Three children.
6. Briefly describe your continuing legal or judicial education since your last screening. 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) Annual Judicial Conference	08/24/05;
(b) SC Defense Trial Attys. Ann. Mtg.	11/03/05;
(c) 4th Annual Civil Law Update	01/27/06;
(d) 21st Annual Criminal Law Update	01/27/06;
(e) ABA "Of Counsel Relationships: Suitable" CLE	04/25/06;
(f) 20th Circuit Court Judges Meeting	05/10/06;
(g) CRD "Steroids & the Ethics of Baseball	08/12/06;
(h) 2006 Annual Judicial Conference	08/23/06;
(i) National Judicial College Group Facilitator/Discussion Leader in General Jurisdiction Course	10/15/06 to 10/27/06;
(j) 22nd Annual Criminal Law Update	01/26/07;
(k) 5th Annual Civil Law Update	01/26/07;
(l) SC Bar Ethics Breakfast Seminar	01/28/07;
(m) NCS "Sentencing Issues" CLE	03/19/07;
(n) 2007 Annual Judicial Conference	08/22/07;
(o) LBCI "What To Do When Construction"	12/07/07;
(p) SC Bar Alternative Dispute Resolution Section	01/24/08;
(q) 23rd Annual Criminal Law Update	01/25/08;
(r) 6th Annual Civil Law Update	01/25/08;
(s) SC Bar Ethics Breakfast Seminar	01/27/08;
(t) 2008 Judicial Conference	08/20/08;
(u) CHSL "State Constitutional Reform in the" CLE	01/15/09;



(v) 24th Annual Criminal Law Update 01/23/09;
(w) 7th Annual Civil Law Update 01/23/09.

7. Have you practiced law or served as a mediator or arbitrator since your retirement from the judiciary?

Yes. Since the Rule was changed a few years ago that now allows me to continue working as a Retired But Active Circuit Judge and work as a private mediator or arbitrator when not working as a judge, I have done some of this work.

8. List your positions of employment on and/or appointment to the bench chronologically. You are not required to list dates of employment or appointment prior to your last screening.

Continue to serve as Retired But Active Circuit Judge 3 weeks each month by assignment of Chief Justice Toal.

9. Are you now an officer or director or involved in the management of any business enterprise? No
10. A complete, current financial net worth statement was provided to the Commission.
11. Since your last screening, have you 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
12. Since your last screening, have you, to your knowledge, been under federal, state, or local investigation for possible violation of a criminal statute? No
13. Since your last screening, has a tax lien or other collection procedure been instituted against you by federal, state, or local authorities? Since your last screening, have you defaulted on a student loan? Since your last screening, have you filed for bankruptcy? No
14. Since your last screening, have you been sued, either personally or professionally? No
15. Since your last screening, have you, as a lawyer, judge, or other professional, in South Carolina or any other jurisdiction, been sanctioned for lawyer, judicial, or other professional misconduct or found to have committed such misconduct? No
16. Since your last screening, have you been criticized, whether informally or in a matter taken to a disciplinary authority, for the manner in which you treated litigants or attorneys before you on the bench? No
17. Describe your personal policy for the acceptance of food, meals, beverages, lodging, transportation, entertainment, social hospitality, or other things of value from an attorney, a group of attorneys, or from other individuals.

I attend the meetings of South Carolina Trial Lawyers Association and South Carolina Defense Trial Attorneys Association approved by Chief Justice. I do not accept the items mentioned from attorneys or others.

18. Have you ever accepted anything of value from an attorney or litigant in a matter currently or previously before you or your court? If so, please give the details, including the name of the attorney or litigant and the thing of value you received. No
19. Provide any other information which 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. None
20. For the last fully completed calendar year, itemize the income, expenses, fees, payments, or additional benefits exceeding \$500, in the aggregate, received by you or a member of your immediate family from South Carolina state and local entities. List the type, source, and amount or value of the benefit. Be sure to list any expense reimbursement you received separately from your income.

2008

- | | | |
|-----|--|----------|
| (a) | SC Judges Retirement | \$92,456 |
| (b) | SCGA Retirement | \$10,211 |
| (c) | SC Comptroller General - Retired But Active Salary | \$38,887 |
| (d) | Judge's Travel Reimbursement | \$ 4,799 |
| (e) | S.C. Police Retirement - Wife's Retirement | \$32,298 |

21. Describe any interest you or a member of your immediate family has in real property:

- (a) in which there is a potential conflict of interest with your involvement in a South Carolina state or local public agency;
- (b) in which there have been public improvements of \$200 or that adjoins property in which there have been public improvements of \$200; or
- (c) which was sold, leased, or rented to a state or local public agency in South Carolina.

None

List the interest you hold and the value and location of the property. Identify as applicable the:

- (a) nature of any potential conflict of interest;
- (b) nature and value of any public improvements; and
- (c) South Carolina state or local public agency which purchased or is leasing or renting such property.

None

22. Identify any personal property interest you or a member of your immediate family sold, leased, or rented to a South Carolina state or local public agency. Identify the property, its amount or value, and the name of the agency. Attach a copy of any contract or agreement. None

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

Signature: Thomas L. Hughston, Jr.

Date: July 22, 2009

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

Retired Judge

Full Name: THOMAS LESLIE HUGHSTON, JR.
Business Address: 100 BROAD STREET
CHARLESTON, SC 29401
Business Telephone: 843-958-5100

1. Have you met the Constitutional or statutory requirements for this position regarding age, residence, and years of practice? Yes.
2. Have you met the mandatory minimum hours requirement for continuing legal education courses? Yes.
3. Do you have any plans to return to private practice one day? No.
4. Are you engaged in any legal activities other than your service as a retired judge, such as acting as an arbitrator or mediator? Yes.
5. Are you involved in any active investments from which you derive additional income that might impair your appearance of impartiality? No.
6. Do you belong to any organizations that discriminate based on race, religion, or gender? No.
7. Have you engaged in any partisan political activity since your retirement? No.
8. What do you feel is the appropriate demeanor for a judge?
To be a gentleman.
9. In your position as a retired judge, what methods do you employ to ensure that deadlines for the timely issuance of orders are met? I keep a file of pending matters with the latest communication with attorneys attached to each matter and "stay on top" of it almost daily.
10. 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? I try not to get angry or mad on the Bench. I very seldom, if ever, say anything mean to a criminal defendant. I try to encourage them to reform/better themselves while serving their sentences. I am sure that I sometimes "spark" at an attorney.
11. How would you handle a situation in which you became aware of misconduct of a lawyer or fellow judge? Report it to the appropriate agency.
12. What is your philosophy on recusal, especially in situations in which lawyer-legislators, former associates, or law clerks are to appear before you? I have never been asked to recuse myself nor have I felt the need to do so. I disclose any past relationships with the lawyers.

13. What is your philosophy regarding *ex parte* communications? Are there circumstances under which you could envision *ex parte* communications being tolerated? I try to avoid ex parte communications. In a strict sense, these happen sometimes when trying to schedule cases - you get to one lawyer first and then the other.
14. 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? I would show serious deference and would probably grant the motion.
15. What standards have you set for yourself regarding the acceptance of gifts or social hospitality? No gifts. I go to parties, weddings, etc., if invited.
16. In order that we might advise court administration on steps that need to be taken, are there any limitations on your sight, hearing, or mobility that should be addressed by the court administrator? No.

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

s/ Thomas L. Hughston

Sworn to before me this 22nd day of July, 2009.

Notary Public for S.C.

My Commission Expires: 06-04-2011