

**JUDICIAL MERIT SELECTION COMMISSION  
PERSONAL DATA QUESTIONNAIRE**



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

1. Name: The Honorable Diane Schafer Goodstein  
Name that you are known by if different from above (Example: A Nickname):  
Are you currently serving in some capacity as a judge? Yes.  
Business Address: 5200 East Jim Bilton Blvd.,  
St. George, SC 29477  
Telephone Number: (office): 843-832-0332
2. Date of Birth: 1955  
Place of Birth: Dillon, SC
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 BA degree.
  - (b) I attended the University of North Carolina School of Law from 1978 through 1981 and received a JD 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 SC in 1981. I have never taken any other bar exam other than the SC bar exam 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:
  - (a) Dean's list;
  - (b) Junior escort for the graduation class which was an honorary position granted to only approximately twenty juniors considered to be distinguished;
  - (c) member of the campus governing body for multiple terms and member of the finance committee;
  - (d) little sister ZBT;
  - (e) Participated in beginning a student-led legal aid project for the student body.Law School:
  - (a) Women in Law organization;
  - (b) participated in a legal mentoring project;

- (c) continued to support the student legal assistance project;
- (d) participated in a legal fraternity.
10. Describe your continuing legal or judicial education during the past five years.
- | <u>Conference/CLE Name</u>   | <u>Date</u> |
|--|-------------|
| (a) 2010 SC Bar Convention   | 01/21/10;   |
| (b) 2010 SC Association for Justice Annual Convention                                | 08/05/10;   |
| (c) 2010 Annual Judicial Conference  | 08/18/10;   |
| (d) 2010 SC Law Review Symposium: Law & Democracy                                    | 10/21/10;   |
| (e) SC Conference on Lawyer & Judicial Discipline                                    | 10/26/10;   |
| (f) 2011 SC Defense Trial Attorneys' Association Annual Meeting                      | 11/11/10;   |
| (g) 2011 SC Bar Convention   | 01/20/11;   |
| (h) 2011 SC Association for Justice Annual Convention                                | 08/04/11;   |
| (i) 2011 Annual Judicial Conference  | 08/17/11;   |
| (j) 2011 Summary Court Judges' Conference  | 09/07/11;   |
| (k) 2011 Commission on Judicial Conduct Seminar                                      | 11/01/11;   |
| (l) The National Judicial College "Theory & Practice of Judicial Leadership: Part 1" | 04/23/12;   |
| (m) 2012 SC Circuit Court Judges' Conference   | 05/02/12;   |
| (n) 2012 SC Annual Judicial Conference   | 08/22/12;   |
| (o) The National Judicial College "Theory & Practice of Judicial Leadership: Part 2" | 09/10/12;   |
| (p) SC Conference on Lawyer and Judicial Discipline                                  | 11/07/12;   |
| (q) 2012 SC Defense Trial Attorneys' Association Annual Meeting                      | 11/08/12;   |
| (r) 2013 SC Bar Convention   | 01/24/13;   |
| (s) 2013 Circuit Court Judges Conference   | 05/01/13;   |
| (t) 2013 Annual Judicial Conference  | 08/21/13;   |
| (u) 2013 Commission on CLE and Specialization Seminar                                | 10/30/13;   |
| (v) 2014 SC Bar Convention   | 01/23/14;   |
| (w) 2014 Circuit Court Judges' Conference  | 03/24/14;   |
| (x) 2014 SC Association for Justice Annual Convention                                | 08/07/14;   |
| (y) 2014 ABA Annual Meeting  | 08/10/14;   |
| (z) SC Women Lawyers Association Conference  | 10/09/14;   |
| (aa) 2014 Commission on CLE and Specialization Seminar                               | 10/29/14;   |
| (bb) 2015 SC Bar Convention  | 01/22/15;   |
| (cc) SC Circuit Court Judges' Conference   | 03/09/15;   |
| (dd) 2015 ABA Annual Meeting   | 07/30/15;   |
11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs?
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|---|-----------|
| (a) Panelist for Tort Allocation at the SC Defense Trial Attorneys Association Annual Meeting | 11/12/10; |
| (b) Co-Lecturer at 2011 Orientation School for New Magistrates/Municipal Judges               | 03/25/11; |
| (c) Co-Lecturer at 2011 Orientation School for New Magistrates/Municipal Judges               | 04/01/11; |
| (d) Speaker at Dorchester County Courthouse Ceremony and Flag Dedication                      | 05/19/11; |

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|-----|---|-----------|
| (e) | Co-Lecturer at 2011 Orientation School for New Circuit Court Judges   | 07/06/11; |
| (f) | Co-Lecturer at 2011 Orientation Summary Court Judges  | 07/29/11; |
| (g) | Lectured at 2011 Summary Court Judges Conference  | 09/09/11; |
| (h) | Panelist for Civil Court Judicial Forum "What Civil Court Judges Want to Know"  | 09/16/11; |
| (i) | Trial Advocacy Final Trials at Charleston School of Law   | 11/18/11; |
| (j) | Co-Lecturer at 2012 Orientation School for New Magistrates  | 03/16/12; |
| (k) | Co-Lecturer at 2012 Orientation School for New Circuit Court Judges   | 07/11/12; |
| (l) | Co-Lecturer at 2012 Orientation School for New Magistrates/ Municipal Judges  | 07/27/12; |
| (m) | Panelist for Civil Court Judicial Forum "Advanced Discovery and Trial Practice"                                       | 10/26/12; |
| (n) | Co-Lecturer at 2013 Orientation School for Magistrates and Municipal Judges   | 03/29/13; |
| (o) | Co-Lecturer at 2013 Orientation School for New Circuit Court Judges   | 07/10/13; |
| (p) | Co-Lecturer at 2013 Orientation School for Summary Court Judges   | 08/02/13; |
| (q) | Panelist for Discovery Practices "Hide and Seek: A Practitioner's Guide to Ethical and Effective Discovery Practices" | 01/15/14; |
| (r) | Co-Lecturer at 2014 Orientation School for Magistrates and Municipal Judges   | 03/28/14; |
| (s) | Co-Lecturer at 2014 Orientation School for New Circuit Court Judges   | 07/01/14; |
| (t) | Lawyer Mentoring Program (Anna Richter Welch)   | 07/14/14; |
| (u) | Lawyer Mentoring Program (Angel Daniels)  | 10/02/14; |
| (v) | Co-Lecturer at 2015 Orientation School for New Circuit Court Judges   | 07/08/15. |
12. List all published books and articles you have written and give citations and the dates of publication for each.
- (a) S.C. Appellate Practice Handbook (SC Bar CLE 1985), Contributing editor;
  - (b) Marital Litigation in S.C. Roy T. Stuckey and F. Glenn Smith (SC Bar CLE 1997);
  - (c) I have authored materials to assist with my teaching opportunities however I do not consider them published.
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) SC 1981;
  - (b) US District Court for the District of SC 1981;
  - (c) US Court of Appeals for the Fourth Circuit 1985.
14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.

- (a) 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.
- (b) My private practice was always a general one. However, it progressed from one which primarily was associated with the representation of plaintiffs, 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.
16. What is your rating, if any, by any legal rating organization, such as, Best Lawyers, Chambers, Legal 500, Martindale-Hubbell, Who's Who Legal, Super Lawyers, etc.? If you are currently a member of the judiciary, list your last available rating, if any. My last rating in Martindale-Hubbell was AV.
23. Have you ever held judicial office? Describe the jurisdiction of each of the courts and note any limitations on the jurisdiction of each court.
- (a) 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 on February, 2004 for a term July 1, 2004 through June 30, 2009. I was re-elected on February, 2010 and am currently serving my third 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.
- (b) I was the acting Master-in-Equity by order of the Chief Justice for a six month period beginning January 1, 2011.
24. If the answer to question 23 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 Bowman - 366 S.C. 45, 623 S.E.2d 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) The Protestant Episcopal Church in the Diocese of SC et al v. The Episcopal Church (a/k/a, The Protestant Episcopal Church in the United States of America); The Episcopal Church in SC - Case No. 13-CP-18-00013;
- (c) Mary Louise Fairy v. Exxon - Case No. 1994-CP-37-118, order denying motion to reconsider and other relief;
- (d) Aleksey v. State - Case No. 2001-CP-38-00628;
- (e) Timothy D. Rogers, Jr. v. State of SC - Case No. 2000-CP-18-00575; App. Case No. 2011-182846.

25. Have you ever held public office other than judicial office? Also, state whether or not you have timely filed your report with the State Ethics Commission during the period you held public office. If not, were you ever subject to a penalty?  
No
26. 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.  
Master-in-Equity for Dorchester County January 1, 2011 for approximately six months by order of the Chief Justice. I was responsible for all the duties of a Master-in-Equity, for example, foreclosure hearings, Master sales, Supplementary hearings.
27. Have you ever been an unsuccessful candidate for elective, judicial, or other public office?  
I ran for the SC Supreme Court in 2007 and 2008 and while found qualified, I was not nominated.
28. 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?  
No other occupation
29. Are you now an officer or director or involved in the management of any business enterprise? Explain the nature of the business, your duties, and the term of your service  
No
30. A complete, current financial net worth statement was provided to the Commission.
31. 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, as that is my husband's law firm. I could not hear matters involving Talent Reef which is the company which employs my son.
32. 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.
33. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute?  
No.
34. 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.
35. 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. There was a suit filed by First Palmetto Bank against me as a guarantor for an alleged debt (case number 2013-CP-18-00082). The suit was never served and the allegations against me were completely in



error and false as the order of dismissal reflects. The order states: "First Palmetto Bank concedes that this action was improvidently filed, that no funds were paid in settlement of this action, and First Palmetto Bank has determined that no funds were due by Diane S. Goodstein to the Bank. The Summons and Complaint in this action were never served on Defendant." Plaintiff then moved to dismiss the case with prejudice. Please see attached order of dismissal.

37. Have you ever been investigated by the Department of Social Services? Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect?  
No.
38. If you are in private practice, are you covered by malpractice insurance and, if so, how long have you carried malpractice insurance? If applicable, have you ever been covered by a tail policy? If so, please explain when you were covered by a tail policy. Also, if applicable, indicate your coverage and deductible for your current malpractice policy.  
I am not in private practice, all answers would be no.
39. Are you active on or a member of a social media or Internet site or have you, to your knowledge, been featured or depicted on a social media or Internet site, such as, Facebook, LinkedIn, Twitter, etc.? If so, how would your use of social media or other similar types of Internet sites be affected if you were serving in a judicial capacity?  
I do not have a Facebook, LinkedIn, Twitter, or other social media presence of which I am aware.
40. 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.
41. 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.
42. 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. Include the disposition, if any, of such charges or allegations.  
None.
43. 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. Include the disposition, if any, of such charges or allegations.  
None.
44. 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 \$75.00
45. 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.
46. 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.
47. Have you requested a friend or colleague to contact members of the General Assembly on your behalf? Are you aware of any friends or colleagues contacting members of the General Assembly on your behalf?  
No to questions one and two.
48. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy?  
No.
49. 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.
50. 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) SC Bar Association;  
(b) American Bar Association Judicial Delegate 2011, 2014, 2015;  
(c) Dorchester County Bar Association Secretary;  
(d) Circuit Judges Association;  
(e) SC Women Lawyers Association.
51. 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) Kahol Kadosh Beth Elohim Sisterhood through the present time;  
(b) American Bar Association Pursuit of Justice Award 2012.
52. 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.
53. List the names, addresses, and telephone numbers of five persons, including your banker, from whom references could be obtained.  
(a) Dr. Barbara Stroble  
(843) 821-3997  
(b) Mayor Keith Summey  
(843) 822-1055  
(c) Diane Hirsch  
(843) 871-9200

- (d) Former Representative Annette Young  
(843) 824-6781
- (e) Elliott Summey,  
Chairman Charleston County Council  
(843) 200-4244

54. 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.

55. 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.
- None.

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: s/Diane Schafer Goodstein

Date: August 6, 2015