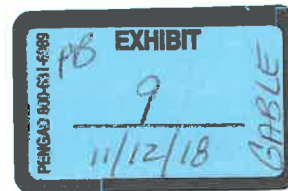


**JUDICIAL MERIT SELECTION COMMISSION  
PERSONAL DATA QUESTIONNAIRE  
FOR RETIRED JUDGES/JUSTICES**



Court, Position, and Seat # for which you are applying:

1. Name: The Honorable Agnes Dale Moore Gable  
Active-Retired Judge, Second Judicial Circuit  
Name that you are known by if different from above  
(Example: A Nickname): Dale Moore Gable

Home Address: [REDACTED]

Business Address: P.O. Box 615  
Barnwell, SC 29812

E-Mail Address: [REDACTED]

Telephone Number: (home): [REDACTED]  
(office): (803) 541-1033  
(cell): [REDACTED]

2. Date of Birth: [REDACTED] 1955  
Social Security Number: [REDACTED]

3. Are you a citizen of South Carolina? I am a citizen of the State of South Carolina.  
Have you been a resident of this state for at least the immediate past five years? I have been a resident of South Carolina for 63 years.

4. SCDL# or SCHED# SCDL # [REDACTED]

5. Family Status:
- (a) Are you single, married, widowed, divorced, or separated?  
I am married to Timothy Richard Gable.
  - (b) If married, state the date of your marriage and your spouse's full name.  
We were married on June 8, 1985 in Barnwell County, South Carolina.
  - (c) If you have ever been divorced, or are in the process of obtaining a divorce, state the date, name of the moving party, court, and grounds.  
I have never been divorced.

- (d) State the names of your children and their ages. If your children are old enough to work, include the occupation of each child.



6. 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. I have been a Family Court Judge in the Second Judicial Circuit since my last screening.
7. Have you practiced law or served as a mediator or arbitrator since your retirement from the judiciary? If so, please describe. I retired on July 1, 2018 and I have not served as a mediator or as an arbitrator since that date. I have not practice law not do I intend to return to the practice of law.
8. Provide, as a separate attachment, your continuing legal or judicial education report from the past five years. Attached A is a copy of my annual reports of my Continuing Legal Education courses as reported to the Supreme Court CLE Commission from April 2012 through April 2018.
9. 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. I am not an officer or director or involved in the management of any business enterprise.
10. Provide, as a separate attachment, a complete, current financial net worth statement that itemizes in detail:
- (a) the identity and value of all financial assets held, directly or indirectly, including, but not limited to, bank accounts, real estate, securities, trusts, investments, and other financial holdings: and
  - (b) the identity and amount of each liability owed, directly or indirectly, which is in excess of \$1,000, including, but not limited to, debts, mortgages, loans, and other financial obligations.

(A net worth statement is provided with this questionnaire and you must use this format for submission of your financial statement). Attachment I

I have provided, as a separate attachment, a complete, current financial statement itemizing in detail all assets in my name or that are jointly owned by me and my husband; me and my brother; and/or me and our children. I have provided appropriate documentation for the assets. At the present time, my husband and I have no debt liabilities, directly or indirectly, other than consumer credit cards that are paid in full each month.

**Note: The Commission may require written confirmation that financial obligations have been satisfied or that the parties have agreed upon a payment schedule.**

11. 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? If so, give details. Since my last screening no tax lien or any other collection procedure has been instituted against me by any federal, state or local authority. I have no student loans and have never defaulted on a student loan. I have never filed bankruptcy.
12. 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.

My 2017 W-2 indicates my gross income from the State of South Carolina was \$153,455.76. My 2017 W-2 is attached. Attachment II  
My 2017 1099-R indicates my gross income from PEBA was \$123,870.60. My 1099-R is attached. Attachment III

As indicated on the South Carolina State Employees Freedom of Information Salary Report: Our daughter, Mary Katherine Gable (now Miller), earns \$55,000.00 from the State of South Carolina, as a Program Coordinator II with the Office of Revenue and Fiscal Affairs. Our daughter-in-law, Sarah Meadows Gable, earns \$55,000.00 from the State of South Carolina as an attorney II with the South Carolina Human Affairs Commission. Our son-in-law, John Calvin Miller, earns \$65,000.00 from the state of South Carolina as an Audits Manager with the South Carolina Financial Institutional Board.

My brother, W. Wiley Moore, Jr., serves on the town council of the Town of Snelling, South Carolina and earns less than \$2,000.00 per year from the municipality of Snelling.

13. 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 do not accept anything of value from any attorney, group of attorneys or other individuals, except that which is allowed by the Code of Judicial Conduct.

The South Carolina Bar provides a complimentary registration to all Family Court Judges for their annual convention and reimburses or provides one nights lodging. The Association for Justice (formerly known as Trial Lawyers) provides complimentary registration to all Family Court Judges for its annual convention and reimburses or provides complimentary lodging for up to three (3) nights.

Our daughter was married on January 13, 2018. She and her husband received wedding gifts from a host of friends and relatives. Among those gifts, there were a few gifts from attorneys

from Barnwell County. Our son and daughter-in-law were married in March of 2017 and received similar wedding gifts. In my opinion, no gift would exceed the value of an ordinary wedding gift given in the normal course of social hospitality.

I retired on July 1, 2018. The Aiken, Barnwell and Bamberg County Bar Associations had two portraits done for me and hosted a reception at the Aiken County Courthouse. I also received a few gifts, such as gift certificates for restaurants. None of these gifts exceeded the value of a gift given in the normal course of social hospitality.

14. 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. Other than graduation and wedding gifts for our children, expressions of condolences when my parents and my husband Tim's parents died and my recent retirement, I have never received not accepted anything of value from an attorney.
15. 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.
- I nor any member of my immediate family own any real property that would involve a potential conflict of interest with the State of South Carolina or a local public agency. There have been no public improvements on my property or any property that adjoins mine or any improvements on property owned my or adjoining property of my immediate family. I nor any member of my immediate family own any real property that is sold, leased or rented to the state of South Carolina or any local public agency.

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.

Attach a copy of any contract or agreement.

16. 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. I nor any member of my immediate family own any personal property that is leased, sold or

rented to any South Carolina state or local public agency.

17. 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? If so, give details but do not include traffic violations for which a fine of \$125 or less was imposed.

[All answers have been received and considered by the Commission, and as noted above, any expunged matters are redacted from the record.]

18. Since your last screening, have you, to your knowledge, been under federal, state, or local investigation for possible violation of a criminal statute? If yes, explain.  
To the best of my knowledge, I have not been under investigation by any federal, state or local agency for possible violation of any criminal statute.

19. Since your last screening, have you been sued, either personally or professionally? If so, give details. I have not been sued, either personally or professionally, since my last screening.

20. 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 been found to have committed such misconduct? If so, give the details and describe any final disposition.

[Yes and no responses are redacted for all candidates unless there is a public discipline]

21. 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? If so, give the details and the reasons why you believe you were the target of such criticism.

Since my last screening, I have had one complaint, to my knowledge, filed against me with the office of Disciplinary Counsel.

Complainant: James Hall  
Matter Number 15-DE-J-0058

The Office of Disciplinary Council conducted an investigation and dismissed the complaint. An Investigative Panel of the Commission on Judicial Conduct considered the results of the investigation and concurred in the decision to dismiss the complaint.

I have attached copies of the following documents: Attachment IV

Notice of Investigation Letter from Office of Disciplinary Counsel dated March 27, 2015 with Mr. Hall's complaint

My Letter of Response dated April 29, 2015

(I did not include or attach the three (3) transcripts that were filed with the Office of

Disciplinary Counsel, but I will be happy to provide those if requested.)  
Dismissal Letter from the Office of Disciplinary Counsel dated April 29, 2015  
Notice of Mr. Hall's request for review from the Office of Disciplinary Counsel,  
Dated June 11, 2015  
Notice of Final Disposition from the Commission on Judicial Conduct dated  
June 29, 2015

Mr. Hall also appealed my decision to the Court of Appeals. The Court of Appeals affirmed my decision in Unpublished Opinion No. 2018-UP-236. I have attached a copy of that opinion.

I believe my response to the Office of Disciplinary Counsel states the reasons why Mr. Hall filed the complaint. This was an extremely litigious case involving marital assets consisting of personal property valued at \$80,000 or \$8,000.00 depending on which party's testimony I found more credible. The parties introduces numerous photographic exhibits of the personal property. The trial itself was long and arduous with each party believing that they were entitled to all assets of the marriage. The parties did not have an extravagant lifestyle and neither one had any significant non-marital assets. Both had very little income.

I believe Mr. Hall was incredibly frustrated with the legal process due the length of time and the expense he incurred. I believe both attorneys were frustrated to be litigating a case involving old board games and the value of those games as antiques or not. The only asset of any significance was Mr. Hall's personal injury settlement and he simply did not believe nor accept that this asset was a marital asset.

As I stated in my response, this case was filed and litigated before the mandatory mediation rule was imposed in the Second Judicial Circuit. The 365 day rule was also not applicable at this time. As the Chief Administrative Judge during some of the time this matter was pending and as the trial judge, I feel that I treated Mr. Hall very fairly, even to the point of continuing at least on trial date, sua sponte, because Mr. Hall was appearing pro se and I, quite frankly, questioned his ability to do so. I believe Mr. Hall was a very dissatisfied litigant. I do not believe that I did anything wrong or even questionable, either professionally or personally.

22. 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 purposefully have never created a social media site for myself in my name or any other name on Facebook or LinkedIn or twitter or any other form of social media. My husband also does not have any of these types of internet sites.

23. 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.

I have been a Family Court Judge for the Second Judicial Circuit for the past seventeen (17) years. Prior to that, I was the Probate Judge for Barnwell County thirteen (13) years. For the past 30 years I have been a member of the Judiciary of the State of South Carolina. I have been committed to exemplifying the requirements of the Code of Judicial Conduct. My conduct, both on and off the bench, has been professional, courteous, compassionate and just.

I have presided in my Courtroom affording all attorneys and litigants the respect, courtesy and professionalism they deserve without regard to race, gender or socio-economic status. I have purposefully avoided situations that I feel may negatively impact my reputation and character. I have voluntarily abstained from any activity, such as political activity, fund raising activity, and social media to avoid even the appearance of any impropriety. I have recused myself from hearing cases in which there may have been even a perceived impropriety or bias. My husband and I have managed our financial affairs in a conservative, responsible and appropriate manner, without incurring any debt that could not be paid in a reasonable and prudent manner. During the past 17 years, I have had an excellent professional and personal relationship with other Judges, Court Reporters and Courthouse staff. I have tried to create a work atmosphere that is pleasant for everyone. I have maintained a sense of humor, laughing at myself on occasion, and, often, laughing with others. At the appointment of the Chief Justice, I have served on the Family Court Judges Advisory Committee for 17 years and have participated in the Family Court New Judges School for each of the last 12 or so years. I have attended and participated in continuing legal education programs. As an active-retired judge I intend to continue to conduct my personal and professional life to be above-reproach. I look forward to these retirement years and to an opportunity to continue to serve the citizens of South Carolina.

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: \_\_\_\_\_

Sworn to before me this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
(Notary Signature)

(Notary Printed Name)  
Notary Public for South Carolina  
My Commission Expires: \_\_\_\_\_