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April 12, 2007

VIA EMAIL

Captain James B. Arnold, Jr.
Georgetown City Police Department
Georgetown SC 29440

RE: Arnold, et. al. v. SCPORS, et. al.
Civil Action No. 2005-CP-22-756

Dear Jim:

This letter is to update you on the latest developments in the case.

1. Gene had filed a Motion to Compel Discovery in December. The hearing was scheduled for this past Tuesday, April 10, 2007, at 9:30 am at the Georgetown Courthouse. Gene and I were present but the defense lawyer had a miscommunication within his office and did not appear. Judge Breeden continued the hearing. We are waiting on it to be rescheduled.
2. Judge Breeden informed Gene and me that he is retiring July 1, 2007. Therefore, he has requested that another Judge, who will be available for the duration, be assigned this case. Gene and I are not sure when this will occur. Once assigned, the new Judge will, more than likely, hear our Motion to Compel.
3. I believe you are aware that the case was remanded to Circuit Court. Judge Thomas had sent the case back to Judge Breeden to schedule the re-hearing. Regrettably, since he is retiring, we will have to wait on the new judge to be assigned before the re-hearing will be scheduled. This reassignment could occur within 30-60 days or it could take longer. Unfortunately, we will simply have to wait.
4. The state's attorneys served us with interrogatories and motions to produce. I believe that Gene sent letters to numerous officers asking for any

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documents that they might have regarding their retirement. A lot of officers have responded. However, we need everybody to respond. If we intend to use any documents that our clients have, we must give the other side a copy or we cannot use that document. I am copying SCLEOA, the police chief's association and the sheriff's association in hopes that any members who have not responded will do so immediately.

As new developments occur, I will keep you posted. Please let everyone know that, if they have any questions or suggestions, they can contact me via email at williamslawfirm@sc.rr.com or by telephone at 843-248-5100.

Very truly yours,

Branan J. Williams

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Cc: Gene Connell, Jr. - Esquire
SCLEOA – via email
SC Police Chief's Association – via email
SC Sheriff's Association – via email