

RICHLAND COUNTY BAR ASSOCIATION 2016 MEMORIAL SERVICE

Friday, June 17, 2016
12:00 p.m. -1:16 p.m.

The Richland County Bar Association 2016 Memorial Service held before the Honorable Alison Renee Lee, was taken at the Richland County Courthouse, 1701 Main Street, Columbia, South Carolina, on the 17th day of June, 2016, before Sonia D. Wallace-Sanders, Court Reporter and Notary Public in and for the State of South Carolina.



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APPEARANCES

Jody A. Bedenbaugh, President of Richland County Bar Association

Those being Remembered:

Ronald E. Alexander by Robert A. McKenzie
William Beau Busch by William L. Smith, II
David Jackson Cooper by Barbara Sullivan Cooper
Leo Arthur Dryer, Jr. B Stanford E. Lacy
James Henry Fowles, Jr. By James H. Fowles, III
Herbert Wellington Hoefer, Jr. By The Honorable Jean H. Toal
James C. Leventis by The Honorable Robert D. Coble
John Gregg McMaster, Jr. By Lt. Governor Henry D. McMaster
Edmund Heyward Monteith by Joe E. Berry, Jr.
Julian J. Nexsen by John A. Sowards



1 **THE HONORABLE JUDGE LEE:** GOOD MORNING, EVERYONE.
2 THANK YOU AND BE SEATED. GOOD MORNING OR
3 SHOULD I SAY GOOD AFTERNOON LADIES AND
4 GENTLEMEN. THANK YOU ALL FOR COMING TODAY FOR
5 THE RICHLAND COUNTY BAR ASSOCIATION'S 2016
6 MEMORIAL SERVICE. THIS MEMORIAL SERVICE HELD
7 PURSUANT TO A STATE LAW THAT WAS ENACTED IN 19
8 -- AMENDED IN 1965, THAT SET ASIDE THE TIME FOR
9 THE MEMBERS OF THE RICHLAND COUNTY BAR TO
10 REMEMBER THOSE ATTORNEYS WHO WERE MEMBERS OF
11 THE BAR WHO HAVE PASSED THE PREVIOUS YEAR. AND
12 SO THIS IS THE TIME THAT WE HAVE THAT MEMORIAL
13 FOR THOSE INDIVIDUALS. I'D LIKE TO AGAIN,
14 THANK YOU ALL FOR APPEARING. I'D LIKE TO THANK
15 MY FELLOW COLLEAGUES WHO ARE PRESENT WHO ARE
16 ALSO WITH THE BAR, EXCLUDING THOSE MEMBERS WHO
17 ARE SPEAKING TODAY, NOT TO BE DISRESPECTFUL TO
18 THEM. BUT WE HAVE JUDGE BRUCE WILLIAMS FROM
19 THE COURT OF APPEALS; JUDGE JAMES BARBER,
20 RETIRED JUDGE; JUDGE G. THOMAS COOPER, WHO IS
21 ALSO A RETIRED JUDGE; JUDGE CASEY MANNING, WHO
22 ARE HERE WITH US THIS MORNING. ARE THERE ANY
23 OTHER ELECTED OFFICIALS, OTHER THAN THE
24 DISTINGUISHED MEMBERS WHO ARE PRESENTING ON
25 BEHALF OF INDIVIDUALS WHO ARE PRESENT, TO BE



1 RECOGNIZED? ANY OTHER ELECTED OFFICIALS? ANY
2 OTHER JUDGES OR ANYONE ELSE THAT I MAY HAVE
3 LEFT OFF? THANK YOU. SO AT THIS TIME I WILL
4 PROCEED WITH THE PROGRAM AND I WILL CALL JODY
5 BEDENBAUGH, WHO IS THE PRESIDENT OF THE
6 RICHLAND COUNTY BAR ASSOCIATION. THE FLOOR IS
7 YOURS.

8 **MR. BEDENBAUGH:** THANK YOU. I AM JODY BEDENBAUGH,
9 THE PRESIDENT OF THE RICHLAND COUNTY BAR
10 ASSOCIATION. ON BEHALF OF THE BAR ASSOCIATION
11 I'D LIKE TO WELCOME YOU AND THANK YOU FOR
12 COMING TO OUR ANNUAL MEMORIAL SERVICE. THE
13 MEMORIAL SERVICE IS A SPECIAL EVENT FOR THE
14 RICHLAND COUNTY BAR ASSOCIATION. I THINK IT'S
15 A UNIQUE EVENT AMONG OUR ASSOCIATION AT A TIME
16 WHEN THE NORMAL WORK OF THE COURT AND THE BAR
17 PAUSES FOR JUST A MOMENT TO REMEMBER THE
18 MEMBERS THAT WE LOST IN THE PAST YEAR. THIS
19 YEAR WE REMEMBER 10 OF OUR MEMBERS WHO PASSED
20 AWAY. THOUGH THEY RANGE FROM A YOUNG LAWYER
21 WHO WAS JUST ENTERING THE PRIME OF HIS CAREER,
22 TO A LAWYER WHO HAD PRACTICED FOR OVER SEVEN
23 DECADES, THEY ALL HAD A SIGNIFICANT IMPACT ON
24 OUR COMMUNITY AND, AS I THINK YOU'LL HEAR FROM
25 THE SPEAKERS, THEY ALL MADE A TREMENDOUS IMPACT



1 ON THEIR COLLEAGUES AND THEIR FRIENDS IN THE
2 BAR. SO, AGAIN, THANK YOU FOR COMING.

3 **THE HONORABLE JUDGE LEE:** THE FIRST PERSON WE ARE
4 RECOGNIZING TODAY IS RONALD ALEXANDER AND
5 REMARKS WILL BE MADE BY ROBERT MCKENZIE.

6 **MR. MCKENZIE:** MAY IT PLEASE THE COURT.

7 **THE HONORABLE JUDGE LEE:** YES, SIR.

8 **MR. MCKENZIE:** MEMBERS OF THE JUDICIARY, MEMBERS OF
9 THE BAR, LADIES AND GENTLEMEN. RON ALEXANDER
10 LIVED A SHORT 53 YEARS. HE WAS TAKEN FROM US
11 IN THE PRIME OF HIS LIFE BY AN INEXPLICABLE
12 SWIMMING ACCIDENT THAT OCCURRED WHILE HE WAS ON
13 VACATION IN FLORIDA. RON GREW UP IN OCONEE
14 COUNTY, HE HAD HIS EARLY EDUCATION THERE. HE
15 ATTENDED FURMAN UNIVERSITY AND GRADUATED SUMA
16 CUMLAUDE AND HE WAS ALSO ELECTED TO PHI BETA
17 KAPPA. HE HAD A STRONG RECORD AT THE
18 UNIVERSITY OF SOUTH CAROLINA LAW SCHOOL. HE
19 WAS A MEMBER OF THE ORDER OF THE WIG AND ROBE.
20 THROUGHOUT HIS LIFE HE WAS BOTH A PROUD PALADIN
21 AND ALSO A SUPPORTER OF THE GAMECOCK ATHLETICS.
22 HIS ACADEMIC ACCOMPLISHMENTS THAT I'VE CITED, I
23 DON'T THINK ADEQUATELY GIVE US A PICTURE OF HIS
24 ACADEMIC PROWESS FOR THIS REASON, RON PROBABLY
25 HAD THE WORST HANDWRITING OF ANYBODY IN THE



1 WORLD. IT WAS THE WORST THAT I'VE EVER SEEN
 2 I'M SURE HIS PROFESSORS WOULD SAY THE SAME
 3 THING. WHEN HE TURNED HIS PAPERS IN IT WOULD
 4 HAVE LOOKED, I'M SURE, LIKE A PRESCRIPTION PAD
 5 DURING AN EPIDEMIC OUTBREAK. AND WHEN YOU
 6 ASKED HIM OR TEASED HIM ABOUT IT, HE HAD ONE
 7 SIMPLE ANSWER AND THAT WAS INCREDULOUS, "YOU
 8 CAN'T READ THAT?" AND WE HAD A SIMPLE NOT
 9 CREDULOUS OR INCREDULOUS ANSWER AND THAT WAS,
 10 "NO." RON WAS ADMITTED TO THE BAR IN 1987.
 11 DURING THE WHOLE TIME THAT HE PRACTICED, HE WAS
 12 HEADQUARTERED IN COLUMBIA AND WAS A MEMBER OF
 13 THIS BAR. AS A MEMBER OF THE BAR, AND AS
 14 DISTINGUISHED FROM SOME SO CALLED LITIGATORS,
 15 RON ACTUALLY TRIED CASES. HE HAD TO HIS CREDIT
 16 OVER 300 JURY VERDICTS. AND IF YOU COUNT THAT
 17 DURING THE TIME THAT HE PRACTICED, IT AVERAGES
 18 OUT TO DOUBLE DIGITS FOR EVERY YEAR THAT HE
 19 PRACTICED. IN MOST INSTANCES HE WAS SUCCESSFUL
 20 FOR HIS CLIENT. HE WAS A MEMBER OF THE
 21 AMERICAN BOARD OF TRIAL ADVOCATES, AN ACRONYM
 22 IS 'ABOTA'. IT'S AN INVITATION ONLY
 23 ORGANIZATION DEDICATED TO THE PRESERVATION OF
 24 THE RIGHT TO TRIAL BY JURY, GUARANTEED BY THE
 25 7TH AMENDMENT OF THE UNITED STATES



1 CONSTITUTION. IT ALSO PROMOTES STABILITY AMONG
2 MEMBERS OF THE BAR; IT'S AN ORGANIZATION OF
3 LAWYERS. I THINK IT IS A SIGNAL ACHIEVEMENT OR
4 SAYS SOMETHING ABOUT RON THAT UPON HIS DEATH,
5 THE MEMBERS OF SOUTH CAROLINA 'ABOTA' THAT
6 CHAPTER, CONTRIBUTED SUFFICIENT FUNDS TO THE
7 NATIONAL ABOTA FOUNDATION TO MAKE RON
8 POSTHUMOUSLY A SENIOR LIFE FELLOW OF THE
9 NATIONAL ABOTA FOUNDATION. HE WAS RATED BY
10 MARTINDALE-HUBBLE FOR IT'S HIGHEST RATING BOTH
11 FOR LEGAL ABILITY AND ETHICAL STANDING. LIKE
12 OTHER MEMBERS OF THE BAR, WHICH WE ARE HONORING
13 TODAY, RON WAS WELL SUITED TO BE A MEMBER OF
14 THIS PROFESSION. THOSE QUALITIES THAT HE HAD
15 AS A LAWYER WERE ALSO THE QUALITIES THAT HE HAD
16 IN HIS EVERYDAY LIFE. AND IF YOU KNOW LAWYERS
17 YOU KNOW THAT THERE'S NO DIFFERENCE. RON WAS
18 A GENTLE MAN, HE WAS KIND, CONSIDERATE OF
19 OTHERS, SYMPATHETIC ALMOST TO A FAULT. BUT HE
20 DID HAVE A STRONG SENSE OF WHAT WAS RIGHT AND
21 HE WOULD ADVOCATE FOR HIS POSITION, EVEN WHEN
22 IT APPEARED HIS POSITION MIGHT FAIL. HE WAS A
23 FIERCE ADVOCATE AND SOME WOULD SAY THAT HE WAS
24 STUBBORN. HE POSSESSED A STRONG AFFINITY FOR
25 THOSE WHO WERE UNDERDOGS OR LESS FORTUNATE AND



1 HE TREATED EVERYONE THROUGHOUT HIS LIFE WITH
 2 RESPECT AND DIGNITY, REGARDLESS OF THEIR
 3 STATION IN LIFE. HIS COMMUNITY INTEREST
 4 REFLECT THIS, I THINK. HE WAS ON THE BOARD OF
 5 DIRECTORS OF HABITAT FOR HUMANITY. AT THE TIME
 6 OF HIS DEATH HE WAS THE BOARD OF DIRECTORS OF
 7 THE NEEMA CHILDREN'S HOME IN KENYA, A NON-
 8 PROFIT DEDICATED TO IMPROVING THE LIVES OF
 9 WIDOWS AND ORPHANS IN THAT FAR AWAY COUNTRY.
 10 HE WAS INVOLVED LOCALLY WITH FEEDING THE POOR,
 11 WITH WORKING WITH MENTALLY DISABLED ADULTS, HE
 12 SOUGHT TO HELP MIGRANT WORKERS WHO CAME INTO
 13 OUR AREA AND HE SERVED AS A MENTOR FOR
 14 DISADVANTAGED CHILDREN. HE PRACTICED HIS FAITH
 15 AS A MEMBER OF SAXE GOTHA PRESBYTERIAN CHURCH.
 16 HE SERVED AT VARIOUS TIMES AS A DEACON, A
 17 RULING ELDER AND A TEACHER. HE ALSO LED A
 18 MEN'S BIBLE STUDY GROUP, AND AT ONE TIME HE WAS
 19 VERY ACTIVE IN THE MEN'S MINISTRY KNOWN AS
 20 PROMISE KEEPERS. DEVOTED TO HIS FAMILY, WHEN
 21 HE SPOKE OF HIS WIFE, LEIGH ANN, HIS DAUGHTER,
 22 CAROLINE, OR HIS SON, GRANT, HE GENERALLY
 23 SHOWED GREAT PRIDE, WHICH WAS UNCHARACTERISTIC
 24 OF HIM. HE WOULD BRAG A LITTLE BIT, BUT THEY
 25 GAVE HIM GREAT JOY. AND HE WAS MOST



1 APPRECIATIVE OF THEIR LIVES AND THAT WAS HIS
2 MOST COVETED ACHIEVEMENT, IN MY OPINION. IN
3 CONCLUSION, LADIES AND GENTLEMEN, RON ALEXANDER
4 LED A LIFE THAT WE ALL CAN BE PROUD OF. HE
5 LEFT US TO SOON.

6 **THE HONORABLE JUDGE LEE:** THANK YOU, MR. MCKENZIE.
7 NEXT WE WILL REMEMBER WILLIAM BEAU BUSCH BY
8 WILLIAM SMITH.

9 **MR. SMITH:** MAY IT PLEASE THE COURT.

10 **THE HONORABLE JUDGE LEE:** YES, SIR.

11 **MR. SMITH:** MY NAME IS BILL SMITH AND IT'S AN HONOR
12 FOR ME TO BE HERE TODAY TO SAY A FEW WORDS IN
13 MEMORY OF MY FAVORITE LAWYER AND MY FRIEND BEAU
14 BUSCH. BEAU PASSED AWAY WAY TOO YOUNG AT THE
15 AGE OF 41 ON FEBRUARY 1, 2015. HE IS SURVIVED
16 BY HIS SISTER AND HIS PARENTS, JOY AND JENNIFER
17 ARE HERE TODAY. BEAU WAS A 1996 GRADUATE OF
18 THE CITADEL AND A 2002 GRADUATE OF THE USC
19 SCHOOL OF LAW. I FIRST MET BEAU WHEN HE
20 CLERKED FOR US WHILE HE WAS IN LAW SCHOOL.
21 AFTER HE GRADUATED FROM LAW SCHOOL HE WENT AND
22 CLERKED FOR THE HONORABLE JIMMY WILLIAMS. THEN
23 BEAU CAME BACK AND PRACTICED LAW WITH US AND
24 PRACTICED WITH US FOR HIS ENTIRE CAREER. BEAU
25 WAS AN OUTSTANDING WORKER'S COMPENSATION



1 ATTORNEY FOCUSING HIS PRACTICE ON REPRESENTING
 2 INJURED WORKERS FOR HIS WHOLE CAREER. THAT'S
 3 THE OFFICIAL STUFF, LET'S TALK ABOUT BEAU. TOO
 4 MANY OF US LET BEING A LAWYER DEFINE WHO WE
 5 ARE, BEAU NEVER DID. BEAU WAS THE COOLEST GUY
 6 I EVER KNEW. HE KNEW HOW TO HAVE FUN IN
 7 EVERYTHING HE DID. HE LOVED TO SNOW BOARD,
 8 SKATEBOARD, DRINK BEER WITH HIS BUDDIES, SURF,
 9 HE WAS AN ADRENALINE JUNKIE. BEAU NEVER
 10 MARRIED BUT BEAU LOVED WOMEN AND WOMEN LOVED
 11 BEAU. BEAU DROVE A PORSCHE, BUT NOT BECAUSE OF
 12 STATUS OR PRETENSE, BEAU DROVE A PORSCHE
 13 BECAUSE IT WOULD GO FAST. BEAU LOVED TO TRAVEL
 14 AND HE TRAVELED LIGHT. IF YOU EVER TRAVELED
 15 WITH BEAU, YOU KNEW ALL HE NEEDED WAS A
 16 BACKPACK, A HAMMOCK AND SURF BOARD AND HE WOULD
 17 BE OFF TO SOME BEACH IN PANAMA, NICARAGUA, OR
 18 COSTA RICA. THOSE WERE HIS HAPPY PLACES.
 19 THOSE BEACHES WITH BIG SWELLS WERE WHAT HE
 20 ENJOYED MORE THAN ANYTHING IN LIFE THAT I KNOW
 21 OF. FOLLY BEACH WAS HIS MECCA, DEVINE STREET
 22 WAS HIS KINGDOM. BEAU HAD THE RARE ABILITY TO
 23 BE LIKED BY EVERYONE AND HE LIKED EVERYONE. IN
 24 OUR ADVERSARIAL PROFESSION, THAT SPEAKS VOLUME
 25 ABOUT HIS CHARACTER AND INTEGRITY. IF HE TOLD



1 YOU SO, IT WAS SO. IN HIS YEARS OF PRACTICE HE
 2 HAD A PROFOUND AFFECT ON NOT ONLY THE HUNDREDS
 3 OF CLIENTS WHOSE LIVES THAT WERE CHANGED BY HIS
 4 CARE AND DILIGENCE, BUT ON EVERYONE WHO KNEW
 5 HIM. WHEN HIS CLIENTS LEARNED OF HIS DEATH, I
 6 CAN'T TELL YOU HOW MANY PHONE CALLS, HOW MANY
 7 CARDS, HOW MANY LETTERS WE GOT FROM CLIENTS.
 8 CLIENTS DROVE FROM ALL OVER THE STATE TO BEAU'S
 9 FUNERAL. DEFENSE LAWYERS, ADJUSTERS AND THE
 10 WORKER'S COMPENSATION COMMISSION ALL CAME TO
 11 PAY THEIR RESPECTS BECAUSE RESPECT IS WHAT BEAU
 12 GAVE TO THOSE AROUND HIM. TRUTHFULNESS IN ALL
 13 HE DID WAS THE ONLY WAY. HE SHOWED YOU CAN
 14 DISAGREE WITHOUT BEING DISAGREEABLE, THAT YOU
 15 CAN WIN WITHOUT GLOATING AND YOU CAN LOSE
 16 GRACIOUSLY. BEAU WAS A FREE SPIRIT AND YOU
 17 WOULD THINK THAT BEAU'S CAREFREE WAYS WOULDN'T
 18 FIT WELL WITH OUR STRUCTURED LEGAL SYSTEM, BUT
 19 HE HAD THE ABILITY TO DO IT ALL. HE HAD THE
 20 ABILITY TO LIVE LIFE TO THE FULLEST AND STILL
 21 MAINTAIN A BUSY AND SUCCESSFUL LAW PRACTICE.
 22 IN POINT FACT, BEAU ONLY MISSED ONE APPOINTMENT
 23 THAT I KNOW OF IN OVER HIS DECADE OF WORKING AS
 24 A LAWYER AND THAT WAS ON FEBRUARY 2, 2015, AND
 25 THAT'S HOW WE KNEW THAT SOMETHING WAS WRONG.



1 WE'VE ALL BEEN SADDENED BY HIS PASSING BUT JUST
2 ABOUT EVERY DAY WE SEE, HEAR, DO OR SAY
3 SOMETHING THAT REMINDS US OF BEAU AND WE SMILE.
4 IN THE LARGE CONFERENCE ROOM IN OUR OFFICE
5 HANGS A VERY LARGE FRAMED PHOTO OF BEAU. THE
6 INSCRIPTION UNDER IT SAYS, "LAWYER DUDE." THAT
7 WAS BEAU. IF BEAU WERE WITH US TODAY, I THINK
8 HE WOULD SHARE THESE THOUGHTS, "LIFE IS SHORT,
9 LIVE IT TO THE FULLEST. RESPECT EVERYONE.
10 WHEN YOU HAVE A JOB, DO IT WELL AND THEN GO
11 HAVE FUN." WILLIAM BEAU BUSCH, RICHLAND COUNTY
12 BAR MEMBER, FRIEND TO EVERYONE AND THE COOLEST
13 GUY I EVER KNEW. THANK YOU, YOUR HONOR, FOR
14 LETTING ME SPEAK ABOUT MY FRIEND.

15 **THE HONORABLE JUDGE LEE:** THANK YOU, VERY MUCH, MR.
16 SMITH. NEXT WE WILL RECOGNIZE BARBARA COOPER
17 SPEAKING ON BEHALF OF DAVID COOPER.

18 **MS. COOPER:** MAY IT PLEASE THE COURT.

19 **THE HONORABLE JUDGE LEE:** YES, MA'AM.

20 **MS. COOPER:** I'M HONORED TO SPEAK TODAY ON BEHALF OF
21 A MAN THAT I CONSIDER TO HAVE BEEN ONE OF THE
22 MOST HONORABLE ATTORNEYS THAT I HAVE EVER
23 KNOWN. I'M SPEAKING ABOUT MY FATHER, DAVID
24 JACKSON COOPER, JR. HE WAS BORN IN HENDERSON,
25 NORTH CAROLINA IN 1940 AND IN THE EARLY YEARS



OF HIS LIFE, MY FATHER PLANNED TO BECOME A
SOLDIER. HE WROTE A LETTER AND HE ASKED TO
ENLIST IN THE MARINE CORE TWO MONTHS BEFORE HIS
12TH BIRTHDAY. AND THAT LETTER WAS PUBLISHED
IN THE NEWSPAPER, SO I KNOW THAT THAT STORY IS
TRUE. YEARS LATER WHEN HE ENTERED THE CITADEL
AS A CADET, HE STILL HAD HIS EYE ON A CAREER IN
THE SERVICE. HE ENLISTED IN THE U. S. MARINE
CORE RESERVE IN 1962 AND THEN HE RETURNED AND
GRADUATED FROM THE CITADEL IN 1964. SOMETIME
DURING HIS SENIOR YEAR AT THE CITADEL HE SAT
FOR THE LSAT BECAUSE IT WAS A BETTER OPTION
THAN HIS OTHER CHOICE, WHICH WAS TO WALK TOURS
THAT SATURDAY. HE SCORED WELL AND WITH THAT I
BELIEVE THE LAWYER SEED WAS PLANTED INSIDE OF
HIM. HE ATTENDED LAW SCHOOL AND GRADUATED FROM
THE UNIVERSITY OF SOUTH CAROLINA SCHOOL OF LAW
IN 1967. AND ON SEPTEMBER 13TH OF THAT SAME
YEAR, HE WAS DULY SWORN IN AS A MEMBER OF THE
BAR. AFTER LAW SCHOOL HE RECEIVED A DIRECT
COMMISSION IN THE JUDGE ADVOCATE GENERAL'S CORP
OF THE UNITED STATES NAVAL RESERVE. WITH AN
UNSWERVING DEDICATION TO DUTY, HE SERVED HIS
COUNTRY PROVIDING LEGAL SERVICES FOR THE
GOVERNMENT AS WELL AS HIS FELLOW MEMBERS OF THE



1 MILITARY, UNTIL 2000 WHEN HE RETIRED FROM THE
 2 JAG CORP WITH THE RANK OF CAPTAIN. HIS
 3 CIVILIAN PRACTICE OF LAW WAS DIVERSE AND HE
 4 HELD SEVERAL DIFFERENT POSITIONS THROUGHOUT HIS
 5 LIFETIME. IN ADDITION TO PRIVATE PRACTICE, HE
 6 SERVED AS AN ATTORNEY FOR THE SOUTH CAROLINA
 7 DEPARTMENT OF MENTAL HEALTH, THE 5TH CIRCUIT
 8 SOLICITOR'S OFFICE, THE SOUTH CAROLINA WORKER'S
 9 COMPENSATION FUND, AND AS COUNSEL AND DIRECTOR
 10 OF RESEARCH FOR THE JUDICIARY COMMITTEE OF THE
 11 SOUTH CAROLINA HOUSE OF REPRESENTATIVES. HE
 12 RETIRED IN 2003 AS AN ATTORNEY AND DIRECTOR OF
 13 RESEARCH FOR THE LEGISLATIVE COUNSEL OF THE
 14 SOUTH CAROLINA GENERAL ASSEMBLY. THAT
 15 RETIREMENT, HOWEVER, WAS SHORT LIVED. HE WENT
 16 BACK TO WORK FOR A MILITARY DEFENSE CONTRACTOR
 17 AND WAS DEPLOYED TO AFGHANISTAN IN 2004 AND
 18 2005. DURING HIS TIME THERE HE SERVED AS A
 19 MILITARY LAW EXPERT AND HE WAS INSTRUMENTAL IN
 20 THE DEVELOPMENT OF PREVIOUSLY NONEXISTENT
 21 MILITARY LAW FOR THE AFGHAN MINISTRY OF
 22 DEFENSE. HE WAS A DEVOTED EPISCOPALIAN AND HE
 23 DUTIFUL SERVED IN CHURCH THROUGHOUT HIS ENTIRE
 24 LIFE. AS A TEENAGER HE SERVED AS AN ACOLYTE
 25 NEARLY EVERY SUNDAY. IN HIS LATER YEARS HE



1 SERVED AS THE ACOLYTE MASTER, HE WAS A MEMBER
 2 OF THE VESTRY AND WAS A LAY READER AND A
 3 CHALICE BEARER AT ST. JOHN'S IN SHANDON. MY
 4 FATHER MET MY MOTHER, BARBARA EICHELBERGER OF
 5 CLINTON AND MARRIED HER IN 1971. TOGETHER THEY
 6 HAD THREE CHILDREN, MYSELF, AND MY TWO YOUNGER
 7 SISTERS, ELIZABETH AND MARY HARDY. I HAVE VERY
 8 EARLY MEMORIES, BEFORE THEY WERE BORN, OF
 9 SITTING AT THE COUNSEL TABLE IN THE OLD
 10 COURTHOUSE WHILE HE ARGUED TO THE JURY. I
 11 COULDN'T HAVE BEEN ANYMORE THAN FIVE OR SIX
 12 YEARS OLD AND I REMEMBER RIGHT IN THE MIDDLE OF
 13 TRIAL, GETTING UP TO GO TO THE VENDING MACHINE
 14 OR THE WATER FOUNTAIN WITHOUT ANY HESITATION.
 15 AS AN ATTORNEY MYSELF NOW, I THINK THAT THAT
 16 WAS VERY BRAVE OF HIM TO HAVE TAKEN ME TO
 17 COURT. HE ALWAYS SAID THAT HE WON JURY TRIALS
 18 WHEN HE TOOK ME THOUGH. MY FATHER WAS MY HERO
 19 AND HE WAS ONE OF THE SMARTEST PEOPLE THAT I'VE
 20 EVER MET. HE HAD THE UNCANNY ABILITY TO
 21 OVERCOME THE MOST DIFFICULT OBSTACLES AND TO
 22 MAKE THE RIGHT THINGS HAPPEN. NO MATTER WHAT
 23 IT WAS HIS INTEGRITY WAS ABOVE REPROACH. HE
 24 NEVER TOLD A LIE, HE NEVER CUT CORNERS AND HE
 25 DID NOT CARE MUCH FOR PEOPLE WHO DID. MY



1 FATHER HAD VERY HIGH STANDARDS AND IN
 2 COMPARISON TO THE PARENTS OF MY CHILDHOOD
 3 FRIENDS, HE SEEMED VERY STRICT. HE ACCEPTED NO
 4 EXCUSES AND NOTHING LESS THAN EXCELLENCE FROM
 5 HIMSELF AND FROM OTHERS. HE WAS A DEDICATED
 6 PROFESSIONAL AND WITHOUT A DOUBT I CAN SAY HE
 7 WAS HIGHLY RESPECTED FOR HIS INTEGRITY AND HIS
 8 STERLING PERSONAL CHARACTER, HIS TENACITY AND
 9 HIS TREMENDOUS WORK ETHIC. THE MOST IMPORTANT
 10 THING I CAN SAY ABOUT MY FATHER TODAY IS THAT
 11 I TRULY BELIEVE HE WAS THE BEST DADDY. HE
 12 ATTENDED MY LAW SCHOOL GRADUATION WITH ONE OF
 13 MY BABY SHOES IN HIS COAT POCKET. I'M THANKFUL
 14 FOR THE ROLE MODEL THAT HE WAS AND MY SISTERS
 15 AND I ARE VERY LUCKY TO HAVE HAD SUCH AN
 16 AMAZING MAN AS OUR FATHER. I AM AND ALWAYS
 17 WILL BE VERY PROUD OF HIM AND I THANK YOU FOR
 18 ALLOWING ME TO HONOR HIS MEMORY HERE TODAY.

19 **THE HONORABLE JUDGE LEE:** THANK YOU, MS. COOPER.
 20 NEXT WE WILL REMEMBER LEO ARTHUR DRYER, JR. BY
 21 STANFORD LACY.

22 **MR. LACY:** MAY IT PLEASE THE COURT.

23 **THE HONORABLE JUDGE LEE:** YES, SIR.

24 **MR. LACY:** MEMBERS OF THE JUDICIARY, MEMBERS OF THE
 25 BAR, LADIES AND GENTLEMEN. TODAY WE TAKE A FEW



1 MINUTES TO REMEMBER LEO DRYER. HE CAME TO
 2 CAROLINA IN THE FALL OF '71. ALL COULD TELL
 3 THE HE WAS UNIQUE, AS SOON AS CLASSES HAD
 4 BEGUN. HE RODE A BIG OLD CYCLE, A COMPLETELY
 5 UNIQUE MOTOR CRAFT. A BMW R50, WITH A FULLY
 6 ENCLOSED DRIVE SHAFT. HE WAS THE ONLY PERSON
 7 WHO HAD ONE, WHICH MADE HIM A SPECIAL EGG. AND
 8 SIX MONTHS LATER HE WAS THE ONLY STUDENT, WHO
 9 SPORTED A BROKEN LEG. NOW, I CAN'T SAY SCHOOL
 10 WAS A SNAP, OR WHAT MAJOR WAS HIS CHOICE, BUT
 11 LEO HAD A GOD-GIVEN GIFT, AN INCREDIBLE SINGING
 12 VOICE. HE WAS A TENOR EXTRAORDINAIRE AND
 13 SOMETIMES HE SANG BASS. BUT WHEN HE SANG "OH
 14 DANNY BOY" TEARS RAN DOWN YOUR FACE. LEO SANG
 15 AT ST. JOSEPH'S CHURCH, USUALLY AS A CHOIR
 16 MEMBER. BUT SOMETIMES HE WOULD SOLO, AN EVENT
 17 WE ALL WOULD REMEMBER. ARPAD DURAGE HEARD HIM
 18 SING AND OFFERED A DEAL SO COOL, YOU SING FOR
 19 ME IN MY USC CHOIR, I'LL PAY YOUR WAY THROUGH
 20 LAW SCHOOL. LEO WAS REMEMBERED AS THE ONE EVER
 21 KNOWN TO BE, THE GUY WITH A UNIQUE SINGING
 22 TALENT, WHO SANG FOR HIS JD DEGREE. TIMES WERE
 23 TOUGH IN '74, WHEN GRADUATION CAME. RECESSION
 24 GRIPPED THE ECONOMY AND EVERY JOB OFFER WAS
 25 LAME. LEO TOOK A POSITION WITH ATTORNEY J.



1 WELSEY DRAWDY, COLLECTING DEBTS FOR COMMERCIAL
 2 LENDERS AND JUDGEMENTS SET BY DECREE. LEO DID
 3 HIS JOB SO WELL, HE BECAME A STAR NO DOUBT. J.
 4 WELSEY APPARENTLY FELT THREATENED AND ONE DAY
 5 LOCKED HIM OUT. UNDAUNTED BY THE SETBACK, LEO
 6 TOOK WHAT HE HAD LEARNED, WENT ACROSS THE RIVER
 7 AND STARRED HIS OWN FIRM. HE CULTIVATED
 8 CLIENTS, AND HIS PRACTICE WOULD EXPAND. IF YOU
 9 NEEDED A DEBT COLLECTED, LEO WAS YOUR MAN. AS
 10 HE ENDURED THESE TRIALS, FATE GAVE LEO A SHOVE.
 11 LEO MET PEGGY BELCHER AND LEO FELL IN LOVE.
 12 PEGGY HAD THREE SONS, DAVID, MARK AND SHAWN.
 13 THEY WELCOMED LEO INTO THEIR LIVES AND HE
 14 TREATED THEM AS HIS OWN. PEGGY MARRIED LEO AND
 15 SETTLED INTO FAMILY LIFE. LEO THE LOVING
 16 HUSBAND, PEGGY THE ADORING WIFE. THIS MIGHT BE
 17 A GOOD PLACE TO STOP BUT THERE'S SO MUCH MORE
 18 TO TELL, LIKE LEO'S LOVE OF VINTAGE CARS AND
 19 HOW HE SHARED HIS CLIENTELE. HE LOVED OLD
 20 CARS, RATHER THE ENGINE RAN OR NOT. HE KEPT
 21 HIS GARAGE IN CAYCE FULL OF EVERY CAR HE GOT.
 22 AT ONE TIME HE HAD TEN, BUT ONLY TWO WOULD
 23 START, A FIFTY-SIX WHITE T-BIRD AND A SIXTY-
 24 FIVE SUPER SPORT. PERHAPS THE MOST AMAZING
 25 TRAIT I HAVE NOT DESCRIBED THUS FAR, WAS HIS



1 AMAZING GENEROSITY TO OTHER MEMBERS OF THE BAR.
 2 MOST LAWYERS GUARD THEIR CLIENTS LIKE SHEEP
 3 DOGS GUARD THEIR SHEEP. BUT LEO NEVER THOUGHT
 4 A CLIENT WAS PROPERTY HE COULD KEEP. ONE TIME
 5 ANOTHER LAWYER MET THE SAME FATE AS LEO SAW.
 6 THE GUY WAS KICKED OUT OF A FIRM AND LEFT ALONE
 7 TO PRACTICE LAW. LEO DIDN'T JUST CONSOLE HIM
 8 AND LECTURE SELF-RELIANCE, LEO TOOK THE GUY TO
 9 NEW YORK AND INTRODUCED HIM TO HIS CLIENTS.
 10 LEO'S LIFE WAS FULL OF LAUGHTER, WARMTH AND
 11 LOVE. THE FAMILY HE MERGED INTO FIT LEO LIKE
 12 A GLOVE. THE BOYS ALL WENT TO COLLEGE AND ALL
 13 EARNED THEIR DEGREES. ALL OF THEM ARE MARRIED
 14 AND ALL HAVE FAMILIES. LIFE WAS TRULY
 15 WONDERFUL, 'TIL CANCER CAME ALONG. LEO KNEW
 16 THE TIME WAS NIGH WHEN HE'D BE SINGING HIS LAST
 17 SONG. HE REFUSED TO ACKNOWLEDGE CANCER BY
 18 CALLING IT BY NAME. "I'VE GOT TERMITES," HE'D
 19 SAY, BUT THE RESULT WAS CERTAINLY THE SAME.
 20 LEO DIED IN SEPTEMBER, AT THE AGE OF 73. HIS
 21 VOICE IS STILLED BUT HE SINGS ON IN OUR
 22 SWEETEST MEMORY.

23 **THE HONORABLE JUDGE LEE:** THANK YOU, MR. LACY. NEXT
 24 WE WILL REMEMBER JAMES HENRY FOWLES, JR. BY
 25 JAMES FOWLES.



1 **MR. FOWLES:** THANK YOU, YOUR HONOR. MAY IT PLEASE
2 THE COURT.

3 **THE HONORABLE JUDGE LEE:** YES, SIR.

4 **MR. FOWLES:** JAMES HENRY FOWLES, JR., "JIMMY" TO HIS
5 CHILDHOOD FRIENDS AND "JIM" TO THE GROWN UP
6 WORLD AND "DAD" TO ME, WAS BORN IN SEPTEMBER OF
7 1936 IN COLUMBIA, SOUTH CAROLINA AND DIED THIS
8 PAST AUGUST. EXCEPT FOR TIME IN THE ARMY AND
9 A LATE CAREER JOB OUT OF STATE AND OF COURSE
10 THE VACATION TIME THAT HE COULD FIND, DAD SPENT
11 HIS ENTIRE LIFE IN RICHLAND COUNTY. THE FOWLES
12 ROOTS RUN DEEP IN RICHLAND COUNTY. DAD'S
13 GRANDFATHER, YET ANOTHER JAMES HENRY, WAS A
14 MAGISTRATE JUDGE IN THIS COUNTY AND LATER
15 SERVED AS THE CLERK OF THE STATE SENATE.
16 GROWING UP IN THE SECOND WORLD WAR, MANY OF MY
17 DAD'S FAVORITE MEMORIES WERE SPENDING TIME WITH
18 HIS GRANDPARENTS OUT ON THE FAMILY PROPERTY IN
19 EASTOVER. I THINK THAT WAS IN LIEU OF JUVENILE
20 SCHOOL FOR DAD BECAUSE THE FAMILY RUMOR IS THAT
21 HE WAS A LITTLE BIT HARD FOR MY GRANDMOTHER,
22 WHO HAD POLIO, TO HANDLE. SO AS THE FAMILY
23 STORY WENT ON, MY GREAT GRANDFATHER, UNCLE
24 LOVIC THOMAS, SUCCEEDED MY GREAT GRANDFATHER AS
25 THE CLERK OF THE SENATE AND HE SAVED MY DAD.



1 THE WAY HE SAVED MY DAD WAS AS FOLLOWS: YOU
 2 SEE MY DAD'S EARLY ACADEMIC CAREER WAS SOMEWHAT
 3 LESS MOTIVATIONAL THAN MOST TEACHERS AND
 4 PRINCIPALS AND PEOPLE LIKE THAT WOULD LIKE.
 5 MANY OF YOU IN THIS ROOM MAY REMEMBER MR. ARLIE
 6 WHITTINGHILL, WHO HAD BEEN THE PRINCIPAL AT --
 7 OR THE ASSISTANT PRINCIPAL AT DREHER WHEN DAD
 8 WAS THERE. AND MR. WHITTINGHILL WAS ABOUT TO
 9 SUGGEST THAT MY DAD EXPLORE NON-ACADEMIC
 10 OPPORTUNITIES. AND -- BUT UNCLE LOVIC BEAT MR.
 11 WHITTINGHILL TO THE PUNCH AND SAID, JIMMY, YOU
 12 BETTER JOIN THE ARMY. AND DAD DID. AND THIS
 13 IS ONE OF THE STORIES THAT I CAN PROVIDE
 14 PERSONAL, ALBEIT CIRCUMSTANTIAL, EVIDENCE THAT
 15 IT'S TRUE BECAUSE WHEN I WAS AT A.C. FLORA, MR.
 16 WHITTINGHILL WAS THE PRINCIPAL. AND MR.
 17 WHITTINGHILL NEEDED TO EXERCISE SOME COERCION
 18 OVER THE NEXT GENERATION OF FOWLES'. AND I
 19 WALKED INTO HIS OFFICE AND IMMEDIATELY IN A
 20 VERY LOUD VOICE HE SAID, "FOWLES, I'VE HAD MORE
 21 THAN ENOUGH TROUBLE WITH YOUR DAD AT DREHER,
 22 THAT IS NOT, I REPEAT, NOT GOING TO HAPPEN HERE
 23 AT A.C. FLORA." AFTER THE ARMY, DAD STARTED
 24 HIS UNIVERSITY OF THE SOUTH CAROLINA CAREER AND
 25 AT THAT TIME, I TELL YOU, HE DID HAVE BETTER



1 MOTIVATION. AND AT THAT TIME HE MET MOM AND I
 2 THINK THAT THAT HAD A WHOLE LOT TO DO WITH IT.
 3 BUT DAD CONTINUED WITH A TREND, HE NEVER DID
 4 RECEIVE A DEGREE FROM DREHER AND HE NEVER DID
 5 RECEIVE AN UNDERGRADUATE DEGREE FROM THE
 6 UNIVERSITY OF SOUTH CAROLINA. BUT THEY WERE
 7 TAKING PEOPLE AT THE LAW SCHOOL. AND SO WHEN
 8 THEY OFFERED HIM THE CHANCE TO START WITHOUT
 9 FINISHING, DAD WAS VERY MOTIVATED AND JUMPED ON
 10 IT AND STARTED LAW SCHOOL. DAD WAS ALWAYS
 11 VERY, VERY PROUD OF HIS LAW SCHOOL CLASS BACK
 12 IN THE EARLY '60'S. HE SAID ONCE, AND I
 13 REMEMBER THIS VERY CLEARLY, HE WAS SMOKING HIS
 14 PIPE AT THE TIME AND TOOK IT OUT AND HE SAID,
 15 "WHO ELSE COULD BOAST OF AN ALEX SANDERS, A
 16 WESTON ADAMS AND A CHARLIE WAY?" AND THEN DAD
 17 PUT THE PIPE BACK IN FOR DRAMATIC AFFECT I
 18 BELIEVE, AND HE WAITED A FEW SECONDS. AND THEN
 19 HE TOOK IT OUT AND SAID, "AND A JOHN JENRETTE?"
 20 AND SO OTHER THAN THAT, I NEVER ASKED DAD TOO
 21 MUCH, I NEVER ASKED HIM TOO MUCH ABOUT HIS LAW
 22 SCHOOL CAREER BECAUSE I WAS BORN RIGHT IN THE
 23 MIDDLE OF HIS FIRST SET OF EXAMS. AND HE NEVER
 24 FORGAVE ME, NEVER FORGAVE ME. DAD ABSOLUTELY
 25 LOVED HIS LEGAL CAREER AND I THINK THAT HIS



1 LOVE FOR BEING A LAWYER IS WHY I'M ONE TODAY.
 2 HE TOLD ME ONCE, HE SAID -- AND Y'ALL FORGIVE
 3 ME. HE LOOKED FORWARD EVERY DAY GOING TO WORK,
 4 EVERY DAY AS A LAWYER. AND HE STARTED OFF WITH
 5 CLARKSON AND MCCANTS. CLARKSON BEING RELATED
 6 TO THE FOWLES, IF YOU'RE FROM RICHLAND COUNTY
 7 YOU KNOW THAT. AND AFTER ABOUT SIX YEARS HE
 8 BECAME THE ASSISTANT DISTRICT ATTORNEY, FEDERAL
 9 DISTRICT ATTORNEY. AND AT THAT TIME, AFTER
 10 ABOUT A YEAR, I THINK WELL STROM THURMOND
 11 DECIDED, WELL, WE NEED MORE REPUBLICANS IN THAT
 12 OFFICE. DAD VERY QUICKLY HAD TO GO LOOK FOR
 13 ANOTHER JOB. AND SO THAT'S WHAT HAPPENED WITH
 14 HIS DISTRICT ATTORNEY CAREER. AT THAT POINT HE
 15 STARTED AS CORPORATE COUNSEL. AND HE FIRST WAS
 16 THE ASSISTANT GENERAL COUNSEL AT THE POWER
 17 COMPANY, SCE&G. AND THEN HE WENT AND FINISHED
 18 UP IS PRIMARY CORPORATE CAREER AND RETIRING
 19 FROM THE LAND BANK AS GENERAL COUNSEL AND VICE
 20 PRESIDENT. NOW, DAD DIDN'T -- WASN'T
 21 COMPLETELY DONE YET THOUGH. HE WAS OFFERED A
 22 JOB AND TOOK IT OUT IN MISSISSIPPI FOR SOME
 23 CONTRACT LEGAL WORK. AND IT WAS RELATED TO HIS
 24 WORK AT THE LAND BANK AND AFTER CLOSING OUT
 25 WHAT HE USED TO CALL BAD MISSISSIPPI LOANS, HE



1 MOVED AND WAS DOING IT FOR THE LAND BANK OF
2 TEXAS. HE -- DAD CAME ON BACK HOME, HE CAME ON
3 BACK TO SOUTH CAROLINA AND IN RICHLAND COUNTY.
4 BUT INSTEAD OF PUTTING UP HIS SPURS, AND BEING
5 THE CAROLINA FAN THAT HE WAS, YOU KNOW WHAT
6 KIND OF -- TYPE OF SPURS I'M TALKING ABOUT, I
7 THINK DAD HAD THE MOST GRATIFYING TIME OF HIS
8 CAREER, HE JUST PUT UP A SHINGLE. HE PUT UP A
9 SHINGLE, AND UNTIL HE FINALLY RETIRED, HE
10 PRACTICED WHAT HE WOULD CALL STREET LAW. AND
11 THAT WAS HIS TERM AND HE WOULD SAY, HE WOULD
12 HELP HOWEVER HE COULD WHOEVER WALKED IN OFF THE
13 STREET. AND I REMEMBER HIM SAYING ONE THING
14 ABOUT THAT WAS, "I MAY NOT BE THE BEST LAWYER
15 THEY MAY GET BUT NO ONE IS GOING TO ENJOY
16 HELPING THEM AS MUCH AS I AM." AND HE REALLY
17 MEANT THAT. I'D BE REMISS IF I DIDN'T SAY TWO
18 LAST THINGS ABOUT DAD. HE WAS A MAN THAT
19 DEFINITELY LOVED HIS CHURCH, IN THE EPISCOPAL
20 CHURCH. I WAS RAISED THAT WAY. I NOW GO TO A
21 PRESBYTERIAN CHURCH, HE NEVER FORGAVE ME FOR
22 THAT EITHER. BUT THE FAMILY, FAMILY MEANT
23 EVERYTHING TO HIM, FAMILY MEANT EVERYTHING TO
24 DAD, HE LOVED IT. ESPECIALLY, AND I THINK MOST
25 ESPECIALLY ALL OF HIS GRAND KIDS, ALL TEN OF



1 THEM. AND OF COURSE, DAD WAS OLD SCHOOL AND SO
2 YOU HAVE TO FORGIVE HIM. HE WOULD OFTEN MAKE
3 GENDER SPECIFIC DISTINCTIONS AMONG HIS GRAND
4 KIDS AND HE WOULD SAY -- AND HE WOULD TELL IT
5 TO ANYBODY, EVEN IF HE DIDN'T KNOW YOU HE WOULD
6 TELL YOU. AND HE WOULD SAY, "LISTEN, I HAVE
7 WONDERFUL GRANDDAUGHTERS AND ALIEN CHILDREN.
8 AND OF COURSE, HE WAS TALKING ABOUT MY SONS AND
9 MY NEPHEWS. NOW DAD'S TUNE CHANGED A LITTLE
10 BIT VERY LATE IN HIS LIFE WHEN DAD HAD A GREAT
11 GRANDSON BORN, MY GRANDSON. YOU CAN GUESS THE
12 NAME, ANOTHER JAMES HENRY FOWLES ARRIVED. AND
13 EVERY TIME MY DAD SAW JAMES HENRY, HE SAID, HE
14 WAS LOOKING INTO THE FUTURE. AND HE MEANT IT.
15 THANK YOU, YOUR HONOR.

16 **THE HONORABLE JUDGE LEE:** NEXT WE HAVE A TRIBUTE TO
17 HERBERT WELLINGTON HOEFER, JR. BY THE HONORABLE
18 CHIEF JUSTICE JEAN H. TOAL.

19 **THE HONORABLE JEAN TOAL:** MAY IT PLEASE THE COURT.

20 **THE HONORABLE JUDGE LEE:** YES, MA'AM.

21 **MR. HONORABLE JEAN TOAL:** COMMANDER HERBERT WELLING
22 HOEFER, JR. DIED AT PEACE SURROUNDED BY HIS
23 FAMILY ON SATURDAY EVENING, NOVEMBER THE 14TH,
24 2015. HIS ROSARY AND HIS FUNERAL MASS WAS
25 CELEBRATED AT ST. JOSEPH'S CATHOLIC CHURCH IN



COLUMBIA, IN WHICH HE WAS BAPTIZED AND RAISED
AND A LOYAL MEMBER FOR HIS ENTIRE LIFE. HIS
REMAINS WERE BURIED AT SEA AT A LATITUDE AND
LONGITUDE OF HIS FINAL RESTING POSTED IN A
MARKER, WHICH MEMORIALIZES HIS LIFE AT THE SIDE
OF OUR MOTHER AND FATHER, IN THE GRAVEYARD OF
OUR LADY OF THE HILLS, IN COLUMBIA. BORN IN
COLUMBIA, JUNE THE 22ND, 1951, COMMANDER HOEFER
WAS THE SON OF THE LATE HERBERT WELLINGTON
HOEFER AND LILLA FARRELL HOEFER. HE WAS THE
GRANDSON OF FREDERICK AUGUSTUS HOEFER AND
SOPHIE SCHMIDT HOEFER OF COLUMBIA AND JAMES
EDWARD FARRELL AND JEAN MCCALLUM FARRELL OF
ATLANTA. HE WAS EDUCATED AT GEORGETOWN
PREPARATORY SCHOOL AND DREHER HIGH SCHOOL. IN
1974, HE RECEIVED HIS B.A. DEGREE FROM THE
CITADEL, WHERE HE WAS A MEMBER OF THE SUMMERALL
GUARDS, ACCLAIMED FOR ITS HIGH PRUSSIAN STEP
AND GERMAN CLOSE ORDER DRILL, KNOWN AS THE
"CITADEL SERIES" WHICH HE WAS ABLE TO PERFORM
UPON GRADUATION, HE WAS COMMISSIONED AS AN
OFFICER IN THE UNITED STATES NAVY AND SERVED
SEVERAL LENGTHY TOURS ON ACTIVE DUTY ON THE USS
SARATOGA. FOLLOWING ACTIVE DUTY HE SERVED IN
THE U.S. NAVAL RESERVE UNIT HERE IN COLUMBIA



1 UNTIL HIS RETIREMENT. HE WAS RECALLED TO
 2 ACTIVE DUTY PILOTING REFLAGGED TANKERS THROUGH
 3 THE PERSIAN GULF DURING THE PERSIAN GULF CRISIS
 4 OF 1986-1989. HE WAS A BROKER FOR THOMAS
 5 JENKINS REALTY AND SERVED AS AN INVESTIGATOR
 6 HERE IN THE 5TH CIRCUIT IN THE SOLICITOR'S
 7 OFFICE. BUT UPON HIS RETURN FROM THE PERSIAN
 8 GULF, HE ENTERED THE UNIVERSITY OF SOUTH
 9 CAROLINA SCHOOL OF LAW AND RECEIVED HIS J.D. IN
 10 1993. HE WAS A MEMBER OF THE SOUTH CAROLINA,
 11 RICHLAND COUNTY, CHARLESTON COUNTY, AND THE
 12 UNITED STATES MILITARY COURT OF APPEALS BARS.
 13 HE PRACTICED LAW WITH ATTORNEY JACK SWERLING,
 14 WITH THE SOUTH CAROLINA DEPARTMENT OF SOCIAL
 15 SERVICES OFFICE OF CHILD SUPPORT, AND THE 9TH
 16 CIRCUIT PUBLIC DEFENDER'S OFFICE. EARLY IN HIS
 17 LAW CAREER, HERBERT DEVELOPED AN ABIDING
 18 PASSION FOR THE PRACTICE OF CRIMINAL LEGAL
 19 DEFENSE AND FOR REPRESENTING THE MARGINALIZED
 20 IN OUR SOCIETY. HE HAD THE GREAT GOOD FORTUNE
 21 TO BEGIN PRACTICE WITH ONE OF SOUTH CAROLINA'S
 22 MOST TENACIOUS AND DECENT CRIMINAL LAW EXPERTS,
 23 JACK SWERLING, OF THIS BAR. JACK TAUGHT HERB
 24 TO LIVE BY THE OATH WE TAKE AS LAWYERS: "I
 25 WILL MAINTAIN THE RESPECT DUE TO COURTS OF



1 JUSTICE AND JUDICIAL OFFICERS; I WILL ABSTAIN
2 FROM ALL OFFENSIVE PERSONALITIES; I WILL NEVER
3 REJECT, FROM ANY CONSIDERATION PERSONAL TO
4 MYSELF, THE CAUSE OF THE DEFENSELESS OR
5 OPPRESSED." DURING HIS LENGTHY CAREER WITH THE
6 9TH CIRCUIT PUBLIC DEFENDER, HERBERT TRIED MANY
7 CASES IN CIRCUIT COURT AND DEVELOPED A
8 SPECIALITY IN REPRESENTING PUBLIC DEFENDED
9 CLIENTS IN BOND COURTS, A PROGRAM DEVELOPED IN
10 THE 9TH CIRCUIT TO AVOID JAIL OVERCROWDING AND
11 TO ALLOW ELIGIBLE DEFENDANTS TO RETAIN THEIR
12 EMPLOYMENT WHILE AWAITING TRIAL. THE
13 CHARLESTON POST COURIER DID A BEAUTIFUL LENGTHY
14 FEATURE ARTICLE ON HERBERT'S BOND COURT WORK
15 ENTITLED, "THE BUSIEST LAWYER IN TOWN." AND
16 THE REPORTER TRAVELED HUNDREDS OF MILES WITH
17 HERB TO EVERY MAGISTRATE AND CIRCUIT COURT IN
18 CHARLESTON AND BERKELEY COUNTY. HERB WAS ABLE
19 TO RESOLVE MANY CASES AT THE EARLIEST TIME BY
20 VIGOROUS REPRESENTATION OF HIS CLIENTS DURING
21 PRETRIAL HEARINGS. HERB'S WONDERFUL QUIRKY
22 SENSE OF HUMOR AND DELIGHT IN THE ABSURD OF
23 LIFE WAS A JOY TO ALL WHO KNEW HIM. AT HIS
24 PALLBEARER'S LUNCHEON AFTER HIS FUNERAL AT MY
25 HOME, A LARGE GATHERING OF HIS CITADEL



1 CLASSMATES, FRIENDS AND FAMILY REGALED EACH
 2 OTHER WITH HERB STORIES. HERB LOVED CARS AND
 3 WAS A TRUE COLLECTOR. ANTIQUE JAGUARS,
 4 CHEVROLET CORVETTES, A MODEL T, A MERCEDES
 5 CONVERTIBLE WERE AMONG THE MANY CARS HE
 6 LOVINGLY MAINTAINED AND RESTORED. COMMANDER
 7 HOEFER IS SURVIVED BY HIS BELOVED DAUGHTER,
 8 MARY TRESKA HOEFER; BY HIS SISTERS AND
 9 BROTHERS-IN-LAW; MYSELF AND MY HUSBAND BILL;
 10 LILLA, MY SISTER AND HER HUSBAND, JERRY
 11 HACKETT; MY SISTER, DR. ANN HOEFER AND HER
 12 HUSBAND, DR. H. BEN BRADBURN; MY SISTER,
 13 CHRISTINA HOEFER MYERS IS HERE TODAY AND HER
 14 HUSBAND, JIM. AND HE'S ALSO SURVIVED BY A HOST
 15 OF NIECES, NEPHEWS, GRAND NIECE AND GRAND
 16 NEPHEWS, AND COUSINS, ALL MEMBER OF THE HOEFER
 17 FAMILY HE LOVED SO DEARLY. HERBERT HOEFER WAS
 18 A MAN OF OLD FASHIONED MANNERS AND VALUES. HE
 19 WAS DEVOTED TO THIS GOD, HIS CATHOLIC FAITH,
 20 THE LEGAL PROFESSION, HIS FAMILY AND FRIENDS,
 21 AND THE UNITED STATES OF AMERICA IN WHOSE NAVY
 22 HE SO PROUDLY SERVED. HERB REVERED THE
 23 PRACTICE OF LAW AND LOVED THE COMPANY OF
 24 LAWYERS. FROM MY ENTRY INTO THE PROFESSION AS
 25 THE FIRST HOEFER FAMILY LAWYER, THE HOEFER BAR



1 ASSOCIATION IS NOW OVER 16 PROUD SIBLINGS AND
2 COUSINS. AND WITH HERB'S DEATH WE HAVE LOST
3 OUR FIRST MEMBER. SHAKESPEARE PENS THIS
4 FAREWELL TO MY BELOVED BROTHER, "NOW CRACKS A
5 NOBLE HEART, GOODNIGHT SWEET PRINCE AND FLIGHTS
6 OF ANGELS SING THEE TO THY REST." THANK YOU.

7 **THE HONORABLE JUDGE LEE:** NEXT WE WILL REMEMBER
8 JAMES LEVENTIS BY THE HONORABLE ROBERT COBLE
9 FROM COLUMBIA.

10 **THE HONORABLE ROBERT D. COBLE:** MAY IT PLEASE THE
11 COURT.

12 **THE HONORABLE JUDGE LEE:** YES, SIR.

13 **THE HONORABLE ROBERT D. COBLE:** OUR CITY AND STATE
14 LOST A GREAT MAN WITH THE PASSING OF JIM
15 LEVENTIS. HE WAS A LEADER IN EVERY ASPECT OF
16 HIS LIFE FOR THE GOOD OF OUR COMMUNITY. JIM
17 MADE A PROFOUND DIFFERENCE IN EVERYTHING HE DID
18 FROM STUDENT BODY PRESIDENT AT DREHER HIGH
19 SCHOOL, GOVERNOR OF BOYS STATE, STUDENT BODY
20 PRESIDENT AT THE UNIVERSITY OF SOUTH CAROLINA,
21 TO THE RICHLAND COUNTY COUNCIL AND RICHLAND
22 SCHOOL DISTRICT ONE, TO HIS LEGAL AND BANKING
23 CAREER, TO HIS TIRELESS CIVIC AND CHURCH WORK,
24 AND ESPECIALLY TO HIS DEVOTION TO HIS FAMILY.
25 HIS WIFE LAURA, WHO IS HERE, HIS SON JAMES AND



1 HIS WIFE, SISTER TRULA AND BROTHER-IN-LAW JOHN.
 2 I FIRST KNEW OF JIM LEVENTIS AS A FRESHMAN WHEN
 3 I WAS A FRESHMAN AT DREHER HIGH SCHOOL. JIM
 4 HAD BEEN, AS I SAID, STUDENT BODY PRESIDENT AND
 5 HIS PICTURE HUNG IN THE HALL OUTSIDE THE
 6 AUDITORIUM. THE TEACHERS STILL THEN IN THE
 7 LATE 1960'S, TALKED ABOUT JIM LEVENTIS THEN
 8 WHAT A LEADER HE WAS. THE 1970 BOYS STATE WAS
 9 DEDICATED TO JIM'S BROTHER CHRIS WHO PASSES
 10 AWAY AT AN EARLY AGE. BOTH JIM AND CHRIS HAD
 11 BEEN BOYS STATE GOVERNORS. I MET LEIGH
 12 LEVENTIS THERE THAT YEAR AND LEARNED OF THE
 13 TREMENDOUS PUBLIC SERVICE OF THE LEVENTIS
 14 FAMILY. LATER I ROOMED WITH LEIGH IN LAW
 15 SCHOOL. LEIGH INVITED ME TO HEAR JIM SPEAK AT
 16 A BREAKFAST AT THE OLD MARKET RESTAURANT WHEN
 17 JIM WAS RUNNING FOR RICHLAND COUNTY COUNCIL.
 18 AFTER JIM SPOKE, I REMEMBER THINKING, "NOW THAT
 19 IS WHO I WANT TO BE LIKE, BOTH AS A LAWYER AND
 20 ELECTED OFFICIAL." JIM TOOK A LEADERSHIP ROLE
 21 IN MANY AREAS, BUT I BELIEVE HE HAD THREE
 22 ACCOMPLISHMENTS THAT WILL LEAVE A PERMANENT
 23 IMPRINT ON OUR CITY, STATE AND COUNTRY. FIRST,
 24 WITH THE ADVENT OF HOME RULE, LEGISLATION
 25 DRAFTED BY CHIEF TOAL, JIM WAS ELECTED WITH A



1 LARGE NEW CLASS IN 1976 TO THE RICHLAND COUNTY
2 COUNCIL AND JUDGE BARBER WAS A MEMBER OF THAT
3 CLASS. JIM LATER SERVED AS CHAIRMAN. HE
4 WORKED TIRELESSLY TO BRING OUR VERY DIVERSE
5 COUNTY TOGETHER AND TO NAVIGATE THE CHANGE IN
6 LOCAL GOVERNMENT LAWS AND RESPONSIBILITIES. HE
7 AND OTHER MEMBERS LAID THE GROUNDWORK FOR A
8 MODERN COUNTY GOVERNMENT. SECONDLY, JIM
9 CHAired THE CENTRAL MIDLANDS REGIONAL PLANNING
10 COUNCIL IN 1984 AND WAS A LEADER IN REGIONAL
11 COOPERATION. REGIONAL COOPERATION AND
12 PROJECTS, WHETHER IT WAS THE COLUMBIA
13 METROPOLITAN AIRPORT, THE RIVERBANKS ZOO, THE
14 THREE RIVERS GREENWAY OR THE COLUMBIA
15 CONVENTION CENTER, HAVE TRANSFORMED OUR
16 COMMUNITY. FROM MY TIME AS MAYOR NO ONE WAS
17 MORE DEDICATED AND CONTRIBUTED MORE TO OUR
18 REGIONAL PROJECTS THAN JIM LEVENTIS. FINALLY,
19 IN 2002 JIM WAS THE DRIVING FORCE BEHIND
20 CREATING SOUTH CAROLINA'S FIRST BUSINESS
21 IMPROVEMENT DISTRICT. THE CITY CENTER
22 PARTNERSHIP WAS FORMED TO MANAGE COLUMBIA'S
23 DOWNTOWN. AND THROUGH HIS VISION AND
24 LEADERSHIP OUR DOWNTOWN AND MAIN STREET HAVE
25 BLOSSOMED AND GROWN. SINCE THE COLUMBIA BID



1 WAS FORMED IN 2002, THREE NEW OFFICE TOWERS
 2 HAVE BEEN CONSTRUCTED, TWO NEW HOTELS HAVE BEEN
 3 DEVELOPED, PARKING AND RETAIL -- RETAIL IS
 4 COMING BACK TO MAIN STREET. WALK DOWN MAIN
 5 STREET TOWARD THE CAPITAL WHEN YOU LEAVE HERE
 6 AND YOU WILL SEE HIM'S MARK ON EVERY BLOCK. ON
 7 A PERSONAL NOTE, WHEN I WAS MAYOR I CALLED JIM
 8 FOR ADVICE EVERY WEEK. AS AN ADOPTED MEMBER OF
 9 THE LEVENTIS FAMILY, I LOOKED UP TO JIM, AS
 10 MANY OTHERS DID, AS AN OLDER BROTHER AND
 11 MENTOR. JIM ALWAYS DID WHAT WAS RIGHT. NEVER
 12 HAD TO ASK WAS JIM LEVENTIS GOING TO DO WHAT
 13 WAS RIGHT. AND HE ALWAYS DID WHAT WAS BEST FOR
 14 THE COMMUNITY. MATT KENNEL, HEAD OF THE CITY
 15 CENTER PARTNERSHIP, SAID IT BEST, "JIM HAD HIS
 16 HEART IN JUST ABOUT EVERYTHING THAT HAPPENED IN
 17 THIS COMMUNITY FOR MANY YEARS. HE NEVER
 18 RESTED." NOW THAT SUMS UP JIM LEVENTIS VERY
 19 WELL. THANK YOU.

20 **THE HONORABLE JUDGE LEE:** THANK YOU, SIR. NEXT WE
 21 WILL HEAR FROM LT. GOVERNOR HENRY MCMASTER ON
 22 MEMORIES OF JOHN GREGG MCMASTER, JR. THANK
 23 YOU.

24 **LT. GOVERNOR MCMASTER:** MAY IT PLEASE THE COURT.

25 **THE HONORABLE JUDGE LEE:** YES, SIR.



1 **LT. GOVERNOR MCMASTER:** LADIES AND GENTLEMEN, JUDGES,
2 PRESIDENT BEDENBAUGH, MADAM CHIEF JUSTICE, IT'S
3 A PLEASURE TO BE HERE AMONG SO MANY SPECIAL
4 PEOPLE. YOU KNOW, MY DADDY ALWAYS TOLD US THAT
5 LAWYERS WERE SPECIAL PEOPLE AND AS I HAVE
6 LISTENED TO THESE MEMORIALS IN THE LAST FEW
7 MINUTES, I THINK THERE'S HARDLY ANYONE HERE
8 THAT COULDN'T BE CONVINCED THAT LAWYERS ARE
9 SPECIAL PEOPLE. DADDY DIED ON FEBRUARY THE
10 20TH, 2015. HE WAS ALMOST 101, JUST THREE
11 WEEKS SHORT. AND AS THE CHIEF JUSTICE SAID IN
12 HER FINAL STATE OF JUDICIARY OR ADDRESS, HE
13 TRIED HIS LAST CASE AT 93 AND WON IT. AND THAT
14 WAS AT AGE 93 NOT 1993. AND THAT MAY BE
15 BECAUSE HE HAD A LIFELONG COMMITMENT TO GOOD
16 HEALTH AND HAD HIS LAST DAY AT THE YMCA DOING
17 RUNNING, DOING PULL-UPS AND PUSH-UPS AND
18 PLAYING BASKETBALL WITH PEOPLE ABOUT A QUARTER
19 OF HIS AGE, WHEN HE WAS 87 YEARS OLD. AND HE
20 ALWAYS RECOMMEND THAT TO US BOYS, SIX OF US,
21 AND NONE OF US HAVE QUITE LIVED UP TO THAT.
22 WHEN HE PASSED AWAY, WE RECEIVED A LOT OF VERY
23 KIND AND GENEROUS CONDOLENCES AND LETTERS AND
24 I SELECTED ONE THAT I THOUGHT I WOULD READ TO
25 YOU THAT IS -- CAPTURES SOME OF WHAT I WOULD



1 SAY IF I WERE PREPARING MY OWN REMARKS. AND
 2 THIS COMES FROM A SENIOR MEMBER OF THE BAR,
 3 DAVID FEDOR, WHO IS NOT HERE TODAY. BUT I'LL
 4 READ IT TO YOU. WE RECEIVED THIS SHORTLY AFTER
 5 DADDY PASSED AWAY. IT SAYS, OCCASIONALLY IN
 6 LIFE WE MEET A MAN THAT THAT IS A LEADER OF MEN
 7 AND A FRIEND TO EVERYONE. SUCH A MAN WAS OUR
 8 FRIEND JOHN GREGG MCMASTER. WE ARE NOT HERE TO
 9 MOURN, BUT TO CELEBRATE A LIFE THAT WAS LIVED
 10 IN LAUGHTER, IN JOY AND IN THE LAW. HE WAS A
 11 VERY SUCCESSFUL LAWYER WITH THOUSAND OF CLIENTS
 12 THAT WOULD RELY ONLY ON HIM. HIS FINEST
 13 QUALITIES WERE KNOWN BY ALL THAT KNEW HIM:
 14 INTENSE LOYALTY, DEPENDABILITY, A GREAT MIND, A
 15 WONDERFUL SENSE OF HUMOR, ONE WHO LAUGHED AT
 16 HUMANITY'S SHORTCOMINGS, BUT LOVED US STILL.
 17 YEARS AGO, WHEN I WAS JUST GETTING OUT OF LAW
 18 SCHOOL, I USED TO GO TO THE RICHLAND COUNTY
 19 COURTHOUSE TO SEE HOW REAL LAWYERS TRIED CASES.
 20 I WAS FASCINATED BY AN OLDER LAWYER NAMED JOHN
 21 GREGG MCMASTER. HE HAD ALL THE ABILITY IN THE
 22 WORLD. BUT, IN ADDITION, HE HAD MORE CLASS AND
 23 DIGNITY THAN ANY LAWYER I WATCHED. HE COULD DO
 24 MORE IN A COURTROOM THAN ANYONE. SO I COPIED
 25 ALL HIS MOVES, AS WE DO WITH ANY TOP PERFORMER;



1 HE BECAME MY IDOL AND MY MENTOR. THE OLD POET
 2 SAID IT BEST, "SEEING GREAT LIVES JUST REMINDS
 3 US WE CAN MAKE OUR LIVES SUBLIME, AND DEPARTING
 4 LEAVE BEHIND US FOOTPRINTS IN THE SANDS OF
 5 TIME." JOHN GREGG, YOU HAVE LEFT US BIG
 6 FOOTPRINTS TO FOLLOW. WE CANNOT FORGET THE
 7 PAIN OF THIS LOSS. BUT, WHEN THE WEATHER IS
 8 WARM AND BEAUTIFUL, WHEN THE SUN SHINES IT'S
 9 BRIGHTEST, WE WILL STILL THINK OF HIM IN ALL
 10 HIS VIGOR. AND, IN THE DARKNESS, WE STILL SEE
 11 THE STARS AND HOW CLEARLY WE WILL SEE HIM.
 12 THERE WAS A SPARK SO SPECIAL IN JOHN GREGG THAT
 13 NOTHING CAN PUT IT OUT. HE MADE US PROUD TO BE
 14 HIS FRIEND. HIS WAS A FULL AND MOST BEAUTIFUL
 15 LIFE. AND HE NEVER LOST A CHANCE TO LEND
 16 ANOTHER A HELPING HAND. JOHN GREGG SAID, "NO
 17 INDIVIDUAL HAS ANY RIGHT TO COME THROUGH THIS
 18 WORLD AND GO OUT WITHOUT LEAVING BEHIND A
 19 LEGITIMATE REASON FOR HAVING PASSED THROUGH
 20 IT." AS SO WAS THE LIFE OF JOHN GREGG. HE,
 21 MORE CLEARLY THAN ANYONE, TAUGHT ME HOW TO BE
 22 A LAWYER. ONE PIECE OF ADVICE HE GAVE ME EARLY
 23 ON WAS, "DAVID, IN COURT, NEVER MISS AN
 24 OPPORTUNITY TO SHUT UP." GRANTLAND RICE, THE
 25 OLD SPORTSWRITER, HIT JOHN GREGG ON THE HEAD.



1 HE SAID, "FOR WHEN THE GREAT SCORER COMES TO
2 MARK AGAINST YOUR NAME, HE WRITES NOT THAT YOU
3 WON OR LOST, BUT HOW YOU PLAYED THE GAME."
4 JOHN GREGG, NO ONE HAS EVER PLAYED THE GAME OF
5 LIFE BETTER. SEVERAL YEARS AGO, A YOUNG LAWYER
6 WHO IS HERE TODAY, BRIAN STERLING, ASKED JOHN
7 GREGG HOW TO ARGUE A DIFFICULT POINT OF LAW
8 THAT HE WAS TO ARGUE THE NEXT DAY. JOHN GREGG
9 SAID, "JUST TELL THE JUDGE SO AND SO." THE
10 NEXT DAY THE YOUNG LAWYER MADE HIS ARGUMENT.
11 THE JUDGE LOOKED DOWN AND SAID, "SON, DO YOU
12 HAVE ANY LEGAL AUTHORITY FOR THAT?" THE YOUNG
13 MAN REPLIED, "YES, SIR, JOHN GREGG MCMCASTER."
14 THE JUDGE LOOKED DOWN AND SAID, "THAT'S GOOD
15 ENOUGH FOR ME." AND, JOHN GREGG, YOUR LIFE AND
16 EXAMPLE HAS BEEN GOOD ENOUGH FOR OUR LIVES
17 FOREVER. I KNOW THE THINGS YOU BELIEVE IN MADE
18 YOU THE PERSON YOU ARE. AND JOHN GREGG
19 BELIEVED IN THE GOODNESS OF EVERY PERSON. HE
20 MADE EVERYONE HE MET FEEL HAPPY TO BE WITH HIM
21 BY MAKING THEM FEEL SPECIAL. SHARE WITH ME A
22 MOMENT AS WE IMAGINE A LETTER ONLY JOHN GREGG
23 WOULD HAVE WRITTEN TO US ALL IF HE HAD HAD THE
24 TIME. "DEAR FAMILY AND FRIENDS, I ASK ALL OF
25 YOU TO LIVE LIFE FULLY EVERY DAY OF YOUR LIFE.



1 I ASK EACH OF YOU TO BE GENTLE AND KIND TO EACH
 2 OTHER, TO GIVE HELP WHEN IT IS NEEDED, TO LAUGH
 3 LOUDLY AND OFTEN, TO SEE THE FOOLISHNESS OF
 4 WORRY AND THE JOY OF LOVE. AND, MOST OF ALL,
 5 REMEMBER, LIFE IS A SHORT TRIP AT BEST, SO LOVE
 6 EVERY MINUTE OF IT." WE HAVE IT ON EVIDENCE IN
 7 THE BIBLE THAT LAUGHTER IS ALLOWED IN HEAVEN.
 8 HOW MUCH MORE THERE WILL BE NOW THAT JOHN GREGG
 9 HAS MOVED UPSTAIRS. I HOPE THE ANGELS CAN
 10 STAND THE NOISE OF THE LAUGHTER, BUT IN MY
 11 HEART, I KNOW THEY WILL LOVE IT. WE'RE ALL
 12 GOING TO MISS HIM, BUT I'M SURE HE IS JUST
 13 WARMING UP HIS AUDIENCE IN HEAVEN FOR THE REST
 14 OF US. SIR WINSTON CHURCHILL SAID IT BEST AND
 15 IT FITS JOHN GREGG WELL. HE SAID, "I AM READY
 16 TO MEET MY MAKER. WHETHER MY MAKER IS PREPARED
 17 FOR THE GREAT ORDEAL OF MEETING ME IS ANOTHER
 18 MATTER." SO, JOHN GREGG, FROM ALL YOUR MANY
 19 FRIENDS DOWN HERE, WE SAY, UNTIL WE MEET AGAIN.
 20 YOU HAVE BEEN OUR FRIEND, OUR MENTOR AND OUR
 21 GUIDE. AND, THANKS FOR THE BEAUTIFUL MEMORIES.
 22 HE WILL BE REMEMBERED AS ONE OF THE GREATEST OF
 23 HIS RACE - THE HUMAN RACE. AND THAT'S FROM
 24 DAVID FEDOR. ON BEHALF OF OUR FAMILY WE WANT
 25 TO THANK ALL OF YOU FOR BEING HERE.



1 **THE HONORABLE JUDGE LEE:** THANK YOU, LT. GOVERNOR.
 2 NEXT WE WILL REMEMBER EDMUND HEYWARD MONTEITH
 3 BY JOE BERRY, JR.

4 **MR. BERRY:** MAY IT PLEASE THE COURT.

5 **THE HONORABLE JUDGE LEE:** YES, SIR.

6 **MR. BERRY:** I WANT Y'ALL TO KNOW THAT I CONSIDER IT
 7 A REAL PRIVILEGE BEING ALLOWED THE OPPORTUNITY
 8 TO GIVE THIS MEMORIAL TRIBUTE. TO MY DEAR
 9 FRIEND EDMUND HEYWARD MONTEITH, WHO WAS BORN ON
 10 JUNE THE 4TH 1930 IN COLUMBIA AND DIED DECEMBER
 11 27TH, 2015 IN HIS HOME IN BLYTHEWOOD. HE WAS
 12 THE SON OF THE LATE COLON S. MONTEITH, JR., WHO
 13 WAS A WELL KNOWN ATTORNEY HERE IN COLUMBIA AND
 14 THE LATE EILEEN BOSTICK MONTEITH. HE IS
 15 SURVIVED BY HIS DEVOTED WIFE OF 31 YEARS,
 16 ADELE; AND HIS DAUGHTERS, HAZEL MONTEITH
 17 CARTER; FRANCIS MONTEITH WHATLEY AND SHE LIVES
 18 IN MARIETTA, GEORGIA; A SON EDMUND JR., OF CAPE
 19 CARTERET, NORTH CAROLINA; AND A BROTHER, COLON
 20 S. MONTEITH, III OF ATLANTA, GEORGIA; A SISTER
 21 AILEEN OF FAYETTEVILLE, ALABAMA. HE WAS ALSO
 22 SURVIVED BY TWO STEP DAUGHTERS, CELESTE WHITLEY
 23 OF ATLANTA AND JAQUELINE NEWMAN OF
 24 JACKSONVILLE, AS WELL AS 12 GRAND-CHILDREN,
 25 THREE GREAT GRAND-CHILDREN AND MANY NIECES,



1 NEPHEWS, COUSINS AND FRIENDS. EDMUND ATTENDED
2 THE COLUMBIA PUBLIC SCHOOLS. GRADUATED FROM
3 DREHER HIGH SCHOOL IN 1947, WHERE HE WAS AN
4 OUTSTANDING GUARD ON DREHER'S FIRST FOOTBALL
5 TEAM. AND LET ME TELL YOU I PLAYED CENTER NEXT
6 TO HIM AND I WEIGHED 160 POUNDS AND IT MADE
7 EDMUND LOOK LIKE A MIDGET. HE SAVED ME A LOT
8 OF TIMES WHEN I WAS CENTER, WE PLAYED ON A
9 SINGLE WING. I DON'T KNOW HOW MANY OF Y'ALL
10 KNOW WHAT A SINGLE WING IS BUT THAT'S WHEN YOU
11 GOT YOUR HEAD BETWEEN YOUR LEGS AND YOU DON'T
12 KNOW WHAT THE GUY IN FRONT OF YOU IS GOING TO
13 DO TO YOU. HE GRADUATED FROM THE UNIVERSITY OF
14 SOUTH CAROLINA WITH A BACHELOR OF SCIENCE
15 DEGREE IN BUSINESS ADMINISTRATION AND BACHELOR
16 IN LAW DEGREE. IN 1952 EDMUND WAS ADMITTED TO
17 THE SOUTH CAROLINA BAR. IN 1953 HE JOINED THE
18 MONTEITH LAW FIRM, WHICH WAS STARTED BY HIS
19 GREAT GREAT GRAND-FATHER. HE RETIRED FROM THAT
20 LAW PRACTICE IN 1995 AS THE LAST SURVIVING
21 MEMBER OF THE MONTEITH LAW FIRM. THIS ENDING
22 ONE OF THE LONGEST STANDING FAMILY LAW FIRMS IN
23 SOUTH CAROLINA. EDMUND WAS ELECTED TO THE
24 SOUTH CAROLINA HOUSE OF REPRESENTATIVES FOR
25 RICHLAND COUNTY IN 1958 AND WAS THE YOUNGEST



1 MEMBER TO BE ELECTED AT THAT TIME. THROUGH HIS
 2 VERY ACTIVE LEGAL CAREER HE SERVED AS THE
 3 ASSISTANT SOLICITOR FOR THE 5TH JUDICIAL
 4 CIRCUIT. THIS WAS A PART-TIME POSITION UNDER
 5 THE THEN SOLICITOR JOHN FORD. THE MONTEITH LAW
 6 FIRM ENJOYED AN EXTENSIVE LAW PRACTICE WITH
 7 EDMUND EXCELLING IN FAMILY LAW. HE WAS AN
 8 ACTIVE MEMBER OF THE AMERICAN ACADEMY OF
 9 MATRIMONY OF LAWYERS WHILE MANAGING HIS
 10 EXTENSIVE LEGAL WORK. HE FOUND TIME TO SERVE
 11 MANY YEARS WITH THE SOUTH CAROLINA NATIONAL
 12 GUARD ACHIEVING THE RANK OF A BIRD COLONEL
 13 BEFORE HE RETIRED. ALWAYS ACTIVE BEYOND HIS
 14 LEGAL CAREER, EDMUND WAS A VALUED MEMBER OF THE
 15 BLYTHEWOOD MASONIC LODGE, THE MASTER MASON OF
 16 THE GRAND LODGE OF SOUTH CAROLINA, MORE
 17 IMPORTANTLY HE WAS EXTREMELY ACTIVE BOTH
 18 PHYSICALLY AND FINANCIALLY IN THE TRINITY
 19 UNITED METHODIST CHURCH IN BLYTHEWOOD. AND
 20 THROUGHOUT THE YEARS HE SERVED IN MANY
 21 CAPACITIES, INCLUDING THE DICONIC CHAIR, SUNDAY
 22 SCHOOL TEACHER, AND CHOIR. JUST TO MENTION A
 23 FEW THINGS HE DID, HE WAS VERY, VERY ACTIVE.
 24 HE ALSO MADE SEVERAL TRIPS TO SRI LANKA WHERE
 25 HE NOT ONLY SHARED HIS FAITH IN GOD BUT ALSO



1 WORKED WITH THE FARMERS TO IMPROVE THEIR
2 AGRICULTURAL AND IRRIGATION SKILLS. AFTER
3 RETIRING HE BECAME VERY ADEPT IN GROWING PLANTS
4 IN AND AROUND HIS GREENHOUSE IN BLYTHEWOOD.
5 SOME OF WHICH HE WOULD SELL, SOME OF WHICH HE
6 WOULD GRACIOUSLY GIVE TO FAMILY AND FREINDS.
7 I WAS A RECIPIENT OF HIS GIFTS AND 25 YEARS
8 LATER, THEY'RE STILL BEAUTIFULLY LIVING, IN
9 SPIITE OF THE GARDENER. IF I WERE TO DESCRIBE
10 EDMUND MONTEITH AS A PERSON, I WOULD TELL YOU
11 THAT HE WAS AN UNASSUMING MAN, WHO WAS EQUALLY
12 AT HOME WITH THOSE UNFORTUNATE MEMBERS OF OUR
13 SOCIETY AS HE WAS WITH THE RICH AND THE FAMOUS.
14 I WOULD TELL YOU THAT HE GAVE HIS TALENT, TIME,
15 AND TREASURE TO BENEFIT HIS COMMUNITY AND THOSE
16 LESS FORTUNATE THAN HE. I WOULD TELL YOU THAT
17 HE IS A CARING AND COMPASSIONATE PERSON WITH
18 LOVE IN HIS HEART FOR THE FELLOW MAN. I SPENT
19 MANY HOURS WITH EDMUND OVER THE PAST 69 YEARS,
20 AND NEVER ONCE DID HE IN ANY WAY HAVE AN UNKIND
21 WORD ABOUT ANY PERSON, REGARDLESS OF THE
22 CIRCUMSTANCES. I WOULD TELL YOU ADELE, HIS
23 BEST FRIEND AND DEVOTED PARTNER WAS THE LOVE OF
24 HIS LIFE. I WOULD TELL YOU THAT HIS DEARLY
25 LOVED CHILDREN AND STEP-CHILDREN, THEIR SPOUSES



1 AND HIS GRAND-CHILDREN, HE WAS UNASHAMENDLY
2 PROUD OF EACH ONE OF THEM. I WOULD TELL YOU
3 THAT THE LIVES OF THOSE OF US WHO KNEW EDMUND
4 MONTEITH WERE ENRICHED BECAUSE OF HIS
5 FELLOWSHIP. I WOULD TELL YOU THAT HE IS MISSED
6 BY ALL. HOWEVER, WE CAN REJOICE IN THE FACT
7 THAT HE IS WITH OUR LORD AND CREATOR WHERE HE
8 WILL ENJOY ETERNAL LIFE. MAY GOD BLESS US ALL.
9 THANK YOU.

10 **THE HONORABLE JUDGE LEE:** THANK YOU, MR. BERRY. NOW
11 WE RECOGNIZE JULIAN NEXSEN BY JOHN SOWARDS.

12 **MR. SOWARDS:** THANK YOU. MAY IT PLEASE THE COURT.

13 **THE HONORABLE JUDGE LEE:** YES, SIR.

14 **MR. SOWARDS:** MADAM CHIEF JUSTICE, YOUR HONOR,
15 MEMBER OF THE BAR, FRIENDS, FAMILY AND
16 COLLEAGUES. IT IS A PRIVILEGE AND AN HONOR TO
17 SHARE WITH YOU COMMENTS ON THE LIFE OF JULIAN
18 J. NEXSEN. IN THE BRIEF TIME ALLOWED, I'VE
19 STRUGGLED WITH WHAT WORDS TO USE THAT WOULD
20 ADEQUATELY DEPICT JULIAN NEXSEN. I'VE CHOSEN
21 TO SIMPLY TELL YOU THAT THE BEST DESCRIPTION OF
22 JULIAN IS HE WAS PROFOUNDLY GOOD AT LITERALLY
23 EVERYTHING HE DID. HE WAS A PROFOUNDLY GOOD
24 HUSBAND, TO HIS BELOVED SPOUSE, BETTY, WHO PRE-
25 DECEASED HIM BY MANY YEARS. HE WAS A



1 PROFOUNDLY GOOD FATHER TO HIS SON JAY AND
 2 DAUGHTER IVEY, WHO ARE PRESENT HERE TODAY. HE
 3 WAS A PROFOUNDLY GOOD GRANDFATHER TO HIS MANY
 4 GRANDCHILDREN. TO THOSE THAT WERE LUCKY TO
 5 LIVE NEAR HIM, HE WAS A PROFOUNDLY GOOD
 6 NEIGHBOR AND MEMBER OF HIS COMMUNITY, WHICH WAS
 7 COLUMBIA AT LARGE, KINGSTREE AND PAWLY'S
 8 ISLAND. HE WAS A PROFOUNDLY GOOD MEMBER OF HIS
 9 CHURCH, EAST MINISTER PRESBYTERIAN AND SERVED
 10 THE PRESBYTERY IN PROFOUND WAYS THROUGHOUT HIS
 11 ENTIRE LIFE. HE WAS A PROFOUNDLY GOOD STUDENT,
 12 EARNING PHI BETA KAPPA DISTINCTION FROM HIS
 13 UNDERGRADUATE DAYS AND GRADUATING FIRST IN HIS
 14 LAW SCHOOL CLASS AT USC. HE WAS A PROFOUNDLY
 15 GOOD SOLDIER SERVING ON THE BATTLEFIELDS OF
 16 EUROPE DURING WORLD WAR II AS A COMBAT INFANTRY
 17 PLATOON LEADER AND COMPANY COMMANDER AND THEN
 18 LATER IN KOREA. DURING WORLD WAR II HIS
 19 SERVICE WAS AWARDED WITH A BRONZE STAR. AND
 20 YES, HE WAS A PROFOUNDLY GOOD LAWYER. AND IN
 21 HIS PROFESSIONAL CAREER THAT SPANNED NEARLY
 22 SEVEN DECADES, HE'S LEFT A LEGACY THAT IS HARD
 23 TO FULLY APPRECIATE. AT HIS CORE, JULIAN
 24 NEXSEN WAS THE PENULTIMATE PROFESSIONAL. WITH
 25 HIS HALLMARK CIVILITY AND PROFESSIONAL



1 DEMEANOR, HE WAS THE PERFECT ROLE MODEL FOR HOW
2 ALL LAWYERS SHOULD COMPORT THEMSELVES. IN
3 FACT, JUSTICE TOAL, IN LIEU OF OUR CIVILITY
4 OATH, YOU SIMPLY COULD HAVE ISSUED A THREE WORD
5 ORDER, "ACT LIKE JULIAN," AND THAT WOULD HAVE
6 BEEN SUFFICIENT. HIS CALM DEMEANOR AND GENTILE
7 WAYS ARE LEGENDARY IN OUR ORGANIZATION AND AT
8 THE BAR. HE LED BY EXAMPLE AND MADE YOU BETTER
9 JUST BY VIRTUE OF HIS PRESENCE. HIS EXAMPLE
10 DEMANDED THAT YOU ELEVATE YOUR CONDUCT. HIS
11 DRESS WAS IMPECCABLE. SO MUCH SO THAT IT WAS
12 YEARS BEFORE I REALIZED THAT A VEST IS NOT
13 REQUIRED AS PART OF A BUSINESS SUIT. HE NEVER
14 RAISED HIS VOICE OR USED INAPPROPRIATE
15 LANGUAGE, MUCH LESS VULGARITY. IMAGINE THAT,
16 A LAWYER THAT DOES NOT SHOUT OR USE PROFANITY.
17 LAST, JULIAN NEXSEN WAS A PROFOUNDLY GOOD
18 PERSON. WITH AN IMPECCABLE CHARACTER AND BY
19 TREATING EVERYONE WITH RESPECT, JULIAN CREATED
20 AN AURA OF DIGNITY THAT IS SORELY MISSED IN OUR
21 WORLD TODAY. I HAD THE GREAT FORTUNE OF
22 MEETING JULIAN EARLY IN MY CAREER AND ACTUALLY
23 AT THE VERY BEGINNING OF MY LEGAL EDUCATION.
24 I HAD THE GREAT FORTUNE OF HIS ROLE MODEL TO
25 GIVE ME AN EXAMPLE FROM EARLY ON. OUR FIRM,



1 WHICH PROUDLY BEARS HIS NAME IS ALL THE BETTER
 2 FOR HIS LONG PRESENCE. WE STILL RESEMBLE HIM,
 3 I FERVENTLY HOPE. AS I RECALL JULIAN, I CANNOT
 4 HELP BUT REMEMBER MY FIRST ENCOUNTER. PLEASE
 5 INDULGE ME THIS SHORT STORY. AT THE TIME I
 6 STARTED LAW SCHOOL IN AUGUST OF 1979, MY WIFE
 7 BEGAN AS A LEGAL SECRETARY AT NEXSEN PRUET
 8 JACOBS AND POLLARD. AND YES, THAT'S HOW I GOT
 9 MY JOB. JULIAN WAS MORE INTERESTED IN
 10 RETAINING MY WIFE THAN HE WAS IN HIRING ME, I
 11 PROMISE. AT THE END OF THE DAY, I WOULD WALK
 12 TO THE FIRM'S OFFICES AND WAIT IN THE LOBBY FOR
 13 MY WIFE'S DAY TO END. EARLY IN THE SEMESTER,
 14 WHILE WAITING IN THE LOBBY, JULIAN CAME
 15 THROUGH, SPOTTED ME SITTING ON THE COUCH,
 16 STEPPED OVER TO INTRODUCE HIMSELF. AFTER I
 17 TOLD JULIAN THAT MY NAME WAS JOHN SOWARDS, HE
 18 RESPONDED BY SAYING, "NICE TO MEET YOU, TOM."
 19 AT LEAST I THOUGHT HE SAID TOM. AND SO THE
 20 NEXT TIME HE GREETED ME, HE CLEARLY SAID, "GOOD
 21 TO SEE YOU, TOM." THIS CONTINUED FOR SOME TIME
 22 BEFORE I GOT UP THE COURAGE TO TELL MY WIFE.
 23 SHE WAS MORTIFIED AND IMploRED ME TO CORRECT
 24 MR. NEXSEN. BUT, AS JAY AND IVEY WILL ATTEST,
 25 IT WAS NOT EASY CORRECTING JULIAN NEXSEN. SO



1 I DIDN'T. MY DAY OF RECKONING CAME AT THE
 2 FIRM'S ANNUAL HOLIDAY PARTY. STANDING IN A
 3 GROUP OF STAFF AND SPOUSES, JULIAN APPROACHED
 4 AND GREETED EVERYONE BY NAME. HE CLEARLY SIAD
 5 TO ME, "NICE TO SEE YOU, TOM." BEFORE I COULD
 6 REACT, SOMEONE STANDING NEXT TO ME SAID AND
 7 CORRECTED HIM, "NO, MR. NEXSEN, IT IS JOHN, NOT
 8 TOM." JULIAN SLOWLY TURNED HIS GAZE TO ME AND
 9 LOOKING ME IN THE EYE, STUCK OUT HIS HAND AND
 10 SAID, "NICE TO MEET YOU, JOHN." FROM THE
 11 INAUSPICIOUS BEGINNING, I HAD THE PLEASURE,
 12 PRIVILEGE AND HONOR OF WORKING AND BEING NEAR
 13 JULIAN NEXSEN FOR MORE THAN THREE DECADES. HIS
 14 PROFOUNDNESS HAD A PROFOUND EFFECT ON ME. IT
 15 DID ON EVERYONE HE CAME IN CONTACT WITH. AS I
 16 SAID, JULIAN NEXSEN WAS A PROFOUNDLY GOOD
 17 PERSON. THANK YOU.

18 **MR. HONORABLE JUDGE LEE:** THANK YOU, MR. SOWARDS.
 19 AT THIS TIME I WOULD LIKE FOR THE FAMILY MEMBER
 20 OF THESE TEN INDIVIDUALS BEING MEMORIALIZED
 21 HERE TODAY TO PLEASE STAND. I ASK YOU TO STAND
 22 SO THAT EACH ONE OF OUR MEMBERS FROM THE
 23 RICHLAND COUNTY BAR MAY BE ABLE TO ACKNOWLEDGE
 24 YOU AND THANK YOU FOR YOUR LOVED ONES' SERVICE
 25 TO THEIR COMMUNITY AND TO THE LEGAL PROFESSION.



1 THANK YOU VERY MUCH. TO OUR PRESENTERS, I'D
2 LIKE TO THANK EACH ONE OF YOU FOR PRESENTING A
3 TRIBUTE TO, A WONDERFUL TRIBUTE TO OUR MEMBERS
4 OF THE BAR WHO HAVE PASSED ON. THANK YOU VERY
5 MUCH FOR THOSE KIND WORDS ABOUT THEM AND
6 ENABLING EVERYONE ELSE TO REMEMBER THEM FONDLY
7 AND TO REMEMBER THEIR SERVICE TO THE STATE AND
8 TO THE COUNTY. I'D ALSO LIKE TO THANK MANDY
9 WREN WITH THE SOUTH CAROLINA BAR AND KATHERINE
10 LOMBARD, WHO IS THE CHAIR OF THE MEMORIAL
11 COMMITTEE AND THE COMMITTEE FOR THEIR WORK HERE
12 TODAY. IT TAKES A LOT TO BE ABLE TO PUT
13 TOGETHER A MEMORIAL SERVICE AND THEY'VE DONE A
14 WONDERFUL JOB. I ALSO WOULD LIKE TO ASK MR.
15 BEDENBAUGH IF HE HAS ANY FURTHER COMMENTS OR
16 STATEMENTS AT THIS TIME?

17 **MR. BEDENBAUGH:** NO, YOUR HONOR. WITH EXCEPTION,
18 YOUR HONOR, AS TO SAY THANK TO THE COURT AND TO
19 ALSO OUR COURT REPORTER, MS. MANNING, FOR HER
20 SERVICE TODAY. AND ALSO OUR PORTRAIT COMMITTEE
21 WANTED ME TO REMIND THE BAR THAT NEXT THURSDAY,
22 WE HAVE JUDGE BARBER'S PORTRAIT UNVEILING AND
23 A VERY NICE CEREMONY FOR HIS HONOR AT PALMETTO
24 CLUB AT 5:30 NEXT THURSDAY.

25 **MR. HONORABLE JUDGE LEE:** THANK YOU VERY MUCH.



LADIES AND GENTLEMEN THERE ARE REFRESHMENTS IN
THE HALLWAY, SHOULD YOU BE ABLE TO PARTAKE IN
THE FELLOWSHIP WITH THE MEMBERS AND THE
FAMILIES OF THE INDIVIDUALS THAT WE DID HONOR
TODAY. AND WE THANK YOU AGAIN FOR COMING. AND
WITH THAT BEING SAID, WE ARE ADJOURNED FOR
TODAY. THANK YOU.

(There being nothing further, the service concluded
at 1:16 p.m.)



CERTIFICATE

This is to certify that the within 2016 Richland County Bar Association Memorial Service consisting of forty nine (49) pages, is a true and correct transcript of the statements given by said attendees; said Memorial Service was reported by the method of Stenomask with Backup.

IN WITNESS WHEREOF I have hereunto set my hand and seal on July 29, 2016.



A handwritten signature in cursive script, reading "Sonia D. Wallace-Sanders", is written over a horizontal line.

Sonia D. Wallace-Sanders
Court Reporter

Notary Public for South Carolina
My Commission Expires: August 18, 2019



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1944-1945

1. The first part of the report is a summary of the work done during the year.

2. The second part is a detailed account of the work done during the year.

3. The third part is a summary of the work done during the year.

4. The fourth part is a summary of the work done during the year.

5. The fifth part is a summary of the work done during the year.

6. The sixth part is a summary of the work done during the year.

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11. The eleventh part is a summary of the work done during the year.

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27. The twenty-seventh part is a summary of the work done during the year.

28. The twenty-eighth part is a summary of the work done during the year.

29. The twenty-ninth part is a summary of the work done during the year.

30. The thirtieth part is a summary of the work done during the year.