



**JUDICIAL MERIT SELECTION COMMISSION
PERSONAL DATA QUESTIONNAIRE
2024**

Court, Position, and Seat # for which you are applying: Circuit Court, Tenth Judicial Circuit,
Seat One (1)

1. Name: The Honorable Rivers "Lawton" McIntosh

Name that you are known by if different from above
(Example: A Nickname):

Are you currently serving in some capacity as a judge? If part-time, please note.
(Includes Municipal, Magistrate, Etc.) Yes- Circuit Court

Home Address: [Redacted]

County of Residence: Anderson

Business Address: Post Office Box 8002 Anderson SC 29922

E-Mail Address: [Redacted]

Telephone Number: (home): [Redacted]
(office): (864) 260-4059
(cell): [Redacted]

2. Date of Birth: [Redacted]1960
Place of Birth: Anderson, South Carolina
Social Security Number: [Redacted]

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

4. SCDL# or SCHD#: SCDL # [Redacted]
Voter Registration Number: [Redacted]

5. Have you served in the military? If so, give the dates, branch of service, highest rank attained, serial number (if applicable), present status, and the character of your discharge or release. Please provide a copy of your DD214 concerning your discharge.
No

6. Family Status:
(a) State whether you are single, married, widowed, divorced, or separated.

Married

- (b) If married, state the date of your marriage and your spouse's full name and occupation.

Married on April 20, 2024 to Anna Louise Gallant McIntosh- Retired

- (c) If widowed, list the name(s) of spouse(s). N/A

- (d) 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.

(a.) Divorced on September 20, 2019, Anderson County Family Court, State of South Carolina, One-year continuous separation. R. Lawton McIntosh was moving party. 2019-DR-04-01500.

(b.) Divorced on November 26, 1997. Anderson County Family Court, South Carolina. One Years continuous separation. Christi McIntosh was moving party. 1996-DR-04-02167,

- (e) State the names of your children and their ages. If your children are NOT full-time students, also include the occupation and employer of each child.

Step Daughter,[Redacted]

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) Wofford College (1978-1982) BA Political Science

(b.) USC School of Law (1983-1986) Juris Doctor

8. List the significant activities in which you took part during your attendance at law school. Give the years you were involved in these activities and list any leadership positions you held.

(a) 1984 Worked for South Carolina Legislative Council

(b) 1985-1986 Law Clerk for McNair Law Firm

9. 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. Please indicate the number of times you took the exam in each state.

South Carolina: 1986

10. Describe chronologically, since graduation from law school, your legal experience. Please include a list of all positions held in which you worked in a legal capacity. Describe the general character of your practice and divide it into periods with dates if its character changed over the years. Please also describe the extent to which you were involved with the administrative and financial management of each of these entities, including management of trust accounts.
- (a) Law Clerk: Honorable Luke N. Brown (1986-1987)
 - (b) Associate: McIntosh and Sherard (1987-1990)
 - (c) Partner: McIntosh, Sherard & Sullivan (1990-2009)
 - (d) Circuit Court, Tenth Judicial Circuit, Seat One (1) (2009 to present)

Justices/judges applying for re-election to their current position may omit Questions 11–17. If you are a full-time judge seeking a judgeship different than your current position, Questions 11-17 should be answered based on your experience *prior to serving on the bench.*

11. Please answer the following:
- (a) If you are a candidate for Family Court, please provide a brief written description of your experience within each of the following Family Court practice areas: divorce and equitable division of property, child custody, adoption, abuse and neglect, and juvenile justice. Include information about cases you have handled in each of these practice areas, or if you have not practiced in an area, describe how your background and procedural knowledge has prepared you to preside over such matters as a Family Court judge. Please also indicate the frequency of your appearances before a Family Court judge within the past five years.
 - (b) If you are a candidate for Circuit Court, please provide a brief written description of your experience in criminal matters, including any cases handled over the past five years, and include a brief description of the issues involved. Further, please provide a brief written description of your experience in civil matters, including any cases handled over the past five years, and include a brief description of the types of matters handled, issues involved, and procedural history. Please include information such as the primary areas in civil court in which you practice, and whether you represent plaintiffs or defendants, or both. You may go back further than five years if you feel it would assist the Commission with its assessment of your experience. If you lack experience in an area, describe how your background and procedural knowledge has prepared you to preside over such matters as a Circuit Court judge, or how you would compensate for your lack of experience in this area. Please also indicate the frequency of your appearances before a Circuit Court judge within the past five years.
 - (c) If you are a candidate for Master-In-Equity, please provide a brief written description of your experience in the Master's court, including any cases handled over the past five years, and include a brief description of the issues involved.

Please include the frequency of your appearances before a Master-In-Equity or a Circuit Court judge within the past five years.

- (d) If you are a candidate for Administrative Law Court, please provide a brief written description of your experience before an Administrative Law Judge, including any issues discussed and the frequency of your appearances before the Administrative Law or Circuit Court within the past five years.
12. What was the frequency of your court appearances during the past five years or in the five years prior to your election to the bench?
- (a) federal:
 - (b) state:
13. What percentage of your practice involved civil, criminal, domestic, and other matters during the past five years or in the five years prior to your election to the bench?
- (a) civil:
 - (b) criminal:
 - (c) domestic:
 - (d) other:
14. During the past five years
- (a) What percentage of your practice was in trial court, including cases that settled prior to trial?
 - (b) What number of cases went to trial and resulted in a verdict?
 - (c) What number of cases went to trial and resolved after the plaintiff's or State's case? (Resolved may include settlement, plea, by Judge's order during a motion hearing, etc.
 - (d) What number of your cases settled after a jury was selected but prior to opening statements?

During the past five years, did you most often serve as sole counsel, chief counsel, or co-counsel?

For sitting judges seeking a judgeship different than your current position, During the five years prior to your election to the bench, what percentage of your practice was in trial court, including matters that settled prior to trial?

15. List five of the most significant litigated matters you have personally handled in either trial or appellate court, or before a state or federal agency. Give citations if the cases were reported and describe why these matters were significant.
- (a)
 - (b)
 - (c)
 - (d)

(e)

16. List up to five civil appeals you have personally handled. Give the case name, the court, the date of decision, and the citation if the case was reported.

(a)
(b)
(c)
(d)
(e)

17. List up to five criminal appeals you have personally handled. Give the case name, the court, the date of decision and the citation if the case was reported.

(a)
(b)
(c)
(d)
(e)

18. Have you ever held judicial office? If so, list the periods of your service, the courts involved, and whether you were elected or appointed. Describe the jurisdiction of each of the courts and note any limitations on the jurisdiction of each court.

Yes, Elected to Circuit Court, Tenth Judicial Circuit Seat1, 2009 and Serving continuously since. Currently running for re-election to same seat. The Circuit Court is a court of general jurisdiction.

19. If the answer to question 18 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) Smith v. Tiffany, 419 SC 548, 799, SE2nd (2017)
(b) William H. Bell Jr. v. State of South Carolina, Case Number: 2003-CP-04-01859
(c) Encore v. Keone Trask, et. al. Case Number: 2015-CP-23-05757
(d) Stevens Aviation Inc. v. Dyna Corp. International, 407 SC 407, 756 SE2nd 148 (2014)
(e) McMillan Pazdan Smith, LLC v. Donza H. Mattison et. al. (Ct App Op #6079, filed August 7, 2024:

20. 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) Admitted to practice before the state courts of South Carolina on November 14, 1986
(b) Admitted to practice before the U.S. District Court- DSC on November 21, 1988

21. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs? If so, briefly describe each course or lecture.
- (a) I made a presentation on Canine Search and Seizure to the South Carolina Association of Justice at the August 2012 Conference.
 - (b) I made a presentation on What does a Circuit Court Judge Look for in a Return Field on Appeal? And Ethics to the upstate Summary Court Judges at the annual meeting in May 2012.
 - (c) I made a presentation on E-Discovery at the NBI Seminar in Columbia, South Carolina January 2015.
 - (d) I sat as a panel member in the following continuing legal education programs:
 - (a) Ethics with the Judges- South Carolina Bar Sporting Clays Seminar- Colleton County- (October 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018. Boiling Springs- spring 2017. Edgefield 2023
 - (b) What Criminal Judges Want You to Know- NBI Seminar, Columbia, South Carolina (February 2012)
 - (c) Annual Solicitor's Conference: 2015 and 2016
 - (e) I also served as a judge in Furman's Mock Trial Competition (March 2015, 2017, 2023, 2024)
 - (f) I spoke to the T.L. Hanna High School Law Class (February 2014, 2015)
 - (g) I served as a judge in NCFCA Moot Court National Championship Tournament- Anderson University- May 2024
22. Provide, as a separate attachment, your continuing legal or judicial education report from the past five years.
CLE Reports as separate attachment
23. List all published books and articles you have written and give citations and the dates of publication for each.
None
24. Please furnish as a separate attachment, two examples of legal articles, briefs, orders, or other legal writings for which you can claim sole or primary authorship. If you cannot claim sole authorship, please explain the extent to which you are the primary author, to include a description of the other authors and their contributions. The writing samples are for the Commission's use only and will not be published. (If you are a judge and are not seeking a different type of judgeship, this question is inapplicable.)
Not Applicable
25. What is your rating or membership status, if any, by any legal rating organization; such as, Best Lawyers, Chambers, Legal 500, Martindale-Hubbell, Who's Who Legal, Super Lawyers, Million Dollar Advocates Forum, etc.? If you are currently a member of the judiciary, list your last available rating, if any.

BV

26. 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) Anderson County Bar Association (no offices held)
 - (b) South Carolina Bar Association (no offices held)
 - (c) American Bar Association (no offices held)
 - (d) South Carolina Circuit Court Judges Association (no offices held)
27. Have you ever held public office other than judicial office? If so, list the periods of your service, the office or offices involved, and whether you were elected or appointed. 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? If so, give details, including dates.
- No
28. For sitting or former judges, 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.
- None
29. Have you ever been an unsuccessful candidate for elective, judicial, or other public office? If so, give details, including dates.
- No
30. 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? If so, give details, including a description of your occupation, business, or profession, the dates of your employment, and the name of your business or employer.
- (a) I own and rent a beach house through a management company with two (2) of my sibling. We have rented during the summer for over twenty years.
 - (b) I also raised and sold cows for over twenty-five (25) years with a childhood friend. We sold all of our cows in 2019.
 - (c) I owned investment property with my partners that was also sold in 2019
31. 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
32. 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)? If so, give the dates of your employment or activity in such capacity and specify by whom you were directed or employed.

No

33. Provide, **as a separate attachment**, a complete, current financial net worth statement that itemizes in detail:

A complete, current financial new worth statement was provided to the Commission.

- (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 form is provided with this questionnaire and you must use this format for submission of your financial statement.)

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

34. (a) Have you filed state and federal income tax returns for the last 5 years? If no, please provide details.

Yes

- (b) Have you or any business with which you are associated been delinquent in any local, state, or federal taxes? If yes, please provide details.

No

- (c) Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? If yes, please provide details.

No

- (d) Have you ever defaulted on a student loan? If so, please provide details.

No

- (e) Have you ever filed for bankruptcy? If so, please provide details, along with proof of satisfaction of any liens or defaults.

No

35. 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? If so, please specify the item or items you received, the date of receipt, and the lobbyist or lobbyist's principal involved.

No, but I recently accepted an invitation to attend the ABA Conference in Chicago with certain expenses to be reimbursed. I anticipate accepting an invitation from the SC. Defense Trial Lawyers to attend their annual convention in 2024. Although I did not attend in 2024 because of the ABA Convention. I will also accept an invitation from the SC Association of Justice Annual to attend its annual convention in 2025. These are also reported on my 501 Disclosure and my income taxes.

36. 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. If you have spent over \$100, have you reported your expenditures to the House and Senate Ethics Committees?

None

37. List the recipient and amount of all contributions made by you, a member of your immediate family, or by a business with whom you are associated, to members of the General Assembly within the past four years. If you participate in any employer-mandated contributions to a PAC or any other political entity, please describe and note your personal involvement in contributions. If you are a sitting judge, please include such contributions since your last screening.

None

38. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy? If so, please specify the amount, solicitor, donor, and date of the solicitation.

No

39. 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 or currently hold. Explain how you would resolve any potential conflict of interest.

The property owned with my siblings is handled by a management company in Colleton County. If I appeared as a "witness" through an employee or as a party, I will disclose the relationship, follow remittal procedure and recuse myself if reasonably asked to do so.

My wife has a significant account with Brown Brothers Harriman as well as privately held interest in private corporations, partnerships and limited partnerships. If a case involving these groups came before me I would disclose my wife's interest and would recuse myself.

40. 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;

None

(b) in which there have been public improvements of \$200 or more that adjoins property in which there have been public improvements of \$200 or more; or

None

(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;
None
- (b) nature and value of any public improvements; and
None
- (c) South Carolina state or local public agency which purchased or is leasing or renting such property.
None

Attach a copy of any contract or agreement.

- 41. Identify any personal property interest you or a member of your immediate family sold, leased, or rented to a South Carolina state or local public agency. Identify the property, its amount or value, and the name of the agency. Attach a copy of any contract or agreement.
None
- 42. For sitting judges, if you currently hold an interest in stock or other securities or have held such an interest, list each stock you currently own or owned during the prior calendar year. If you prefer, you may attach broker or account records containing the requested information instead of listing it here.
 - (a) Raymond James
 - (b) Amundi Pioneer
 - (c) Duke Energy
 - (d) Enbridge
 - (e) MartNet Alliance
 - (f) SC PEBA (Deferred Compensation and Pension)
- 43. For sitting judges, have you ever accepted anything of value from an attorney or litigant in a matter currently or previously before you or your court? If so, please give the details, including the name of the attorney or litigant and the thing of value you received.
No
- 44. For sitting judges, have you used the services of your staff, for which you did not pay, while campaigning for this office?
No
- 45. 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? If so, give details but do not include traffic violations subject to a penalty of \$125 or less. You must include any and all arrests, including, but not limited to, offenses for driving under the influence or similar traffic offenses. Include all arrests that resulted in expungement, which will be redacted. If you have questions regarding whether to include an offense, please contact the Commission.

1991: I was charged with DUI by Caycee Police Department on July 13, 1991. The deposition of the charge was pleas to reckless driving.

1993: I was charged with DUI by a State Trooper (Greenville County) on November 14, 1993. I was found no guilty by a jury

*(Note: These were covered during screening in 2009)

46. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute? If yes, explain.
No
47. Have you ever been sued by a client? Have you ever been a named party (personally or professionally) in or had a pecuniary interest in any civil or criminal proceedings? If so, give details, including, but not limited to, dates, and resolutions.

(a) Christi M. McIntosh v. Rivers Lawton McIntosh (1996-DR-04-2167) November 26, 1997. Divorce on grounds of Continuous Separation for More Than One Year.

(b) Melvin Julius Robinson v Perpetual Bank, FSB, et al (1997-CP-04-00853) This was a pro-se case against numerous defendants asserting multiple “causes of action” stemming from the plaintiff’s arrest and the use of his bank card. I was named as a party defendant because I was the attorney for the bank (Perpetual Bank, FSB). By Order filed March 10, 1998, I was dismissed as a party along with other individually named employees of the bank.

(c) R. Lawton McIntosh v Celtic Life Insurance Co. (1999-CP-04-1171) In this case, I brought suit against my health insurance company for bad faith and breach of contract based on its refusal to pay applicable benefits for a knee surgery. This insurance company denied coverage, asserting a non-reported, pre-existing knee condition. During discovery, it was determined that my pre-existing knee condition was reported; and the claim was paid. This case was dismissed on June 7, 2000.

(d) National City Mortgage Co. d/b/a v Jerry Garton a/k/a 2005-CP-04-1926 This was a foreclosure action against the named defendant. I was named as a defendant by virtue of being the attorney for a judgment creditor of a possible previous owner. The relevant portion of the caption reads “...Perpetual Bank, FSB c/o Attorney L. McIntosh”. I was not actually a party to the action.

(e) R. Lawton McIntosh v. Jessie R. Wilson (2019-DR-04-01500) September 20, 2019 Divorce on grounds of Continuous Separation for More Than One Year.

(f) Dennis M. Temple v. State of South Carolina (2022-CP-37-00271) I was named as a defendant because of my collateral involvement with the case. It was dismissed November 18, 2022.

(g) Since being elected, I have seen pleadings come through with my name on the caption. I checked Anderson and Oconee Counties, with the assistance of the Clerks of Court and did not locate any cases where I am a named party. Accordingly, I am unaware of being named as a defendant or respondent (nor in any other capacity) in any case since being elected to the Circuit Court.

(h) I have never been sued by a client nor have I sued a client.

48. 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.

Not Applicable

49. Have you ever, in South Carolina or any other jurisdiction, as a lawyer, judge, or other professional, been cautioned with or without a finding of misconduct, sanctioned, or disciplined for lawyer, judicial, or other professional misconduct or has any jurisdiction found that you committed any misconduct? If so, give the details and describe any final disposition. Include any and all confidential and public sanctions, disciplines, letters of caution, or findings of misconduct of any kind. Private or confidential dispositions will be redacted.

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

50. Have you ever been investigated by the Department of Social Services? If so, give the details and the resolution. Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect? If so, give the details.

No

51. 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, or have you been offered a conditional pledge of support by any legislator pending the outcome of your screening? 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? If so, give details.

No

52. Have you requested any third parties to contact members of the General Assembly on your behalf before the final and formal screening report has been released? Describe the campaigning you have done for this election and include a list of those individuals you have

asked to campaign on your behalf and, to the best of your knowledge, those who have campaigned for you on their own initiative.

No

53. Are you familiar with the 48-hour rule, which prohibits a candidate from seeking pledges until after the draft report becomes final, which occurs on the day and time specified on the Commission's published screening schedule?

Yes

54. Since submitting your letter of intent to become a candidate, have you or has anyone acting on your behalf contacted any member of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate? If so, give details.

Yes, My Administrative Assistant and I communicated on several occasions with Judicial Merit Selection Commission staff about obtaining necessary documents for re-election.

55. List the names, addresses, and telephone numbers of five (5) persons from whom you are providing references. Also, provide the Commission with **original letters** of recommendation from each person listed herein, including their signature (preferably in blue ink). **The Commission will not accept a photocopy or electronic submission of a letter of recommendation and failure to include all five (5) original letters of recommendation in your packet when you submit it will render your packet incomplete.** Please **do not** have references mail your reference letters to the Commission directly. *You must return the five (5) original letters of recommendation to the Commission with your application.*

(a) Gray Suggs, Accountant: Suggs, Johnson, LLC. [Redacted]

(b) Dr. Keith Street: [Redacted]

(c) Barry Thompson: [Redacted]

(d) Greg Saad, Developer: [Redacted]

(e) Bryant Elrod: [Redacted]

56. Are you active on or a member of a social media or Internet site such as, Facebook, LinkedIn, Twitter, Instagram, etc.?

No

If so, please list the account names for each account and the relevant platform.

How would your use of social media or other similar types of Internet sites be affected if you were serving in a judicial capacity?

57. 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, and any professional honors, awards, or other forms of recognition received and not listed elsewhere.

None

58. 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. This information may include how your life experiences have affected or influenced the kind or type of judge you have been or plan to be.

I was born and raised in Anderson County. My father was an attorney and my mother a homemaker. My parents instilled fiscal conservatism and a strong work ethic in my siblings and me. My parents taught us to treat people with respect and dignity regardless of their origin, color or station in life.

During high school and college, I was involved with organized sports which required me to budget my time and to be physically disciplined. I have tried to continue these traits and to incorporate them in my career.

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 _____, 2024.

(Notary Signature)

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