



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

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

1. Name: The Honorable Timothy E. Madden

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

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

Home Address: [Redacted]

County of Residence: Greenville

Business Address: 350 Halton Road, Greenville, SC 29607

E-Mail Address: [Redacted]

Telephone Number: (home): [Redacted]
(office): (864) 467-8078
(cell): [Redacted]

2. Date of Birth: [Redacted], 1963

Place of Birth: Laurens, SC

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#: [Redacted]

Voter Registration Number: [Redacted]

5. Have you served in the military? No.

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.

6. Family Status:

(a) State whether you are single, married, widowed, divorced, or separated.

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

Family Status: Married on March 21, 1992, to Cami Leigh McGregor (now Madden), homemaker and part-time retail sales.

Never divorced.

Two children.

[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, September, 1981, to May, 1985, Bachelor of Arts in Finance
 - (b) University of South Carolina School of Law, August, 1985, to May, 1988, 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) Part-time employment in the South Carolina Senate (1986)
 - (b) Part-time employment in South Carolina House of Representatives (1986-1988)
 - (c) Student lawyer appointed to represent undergraduates accused of honor code violations (1987-1988)
 - (d) Social fraternity (1985-1988)
- 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.

(a) South Carolina, admitted 1988. I took the South Carolina Bar Exam once.

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) August, 1988 until about January, 1993. Associate Attorney in private practice (small firm)

Employer: Wilkins, Nelson, Kittredge & Simmons, P.A. (later Wilkins, Nelson and Kittredge, P.A., and then Wilkins & Nelson, P.A.)

Practice: family law (80%+), civil litigation (10%), real estate (5%), appeals (5%)

(b) January, 1993, until February, 2006. Partner in private practice (small firm)

Firm: Initially Wilkins & Nelson, P.A., later renamed Wilkins & Madden, P.A.

Practice: family law and related appeals (85-90%), civil litigation (about 10%), real estate (small percentage)

Other: Managing Partner (1993-2006). Responsibilities included financial management (including trust accounts), day-to-day administrative management, human resources, supervision and mentoring of less experienced lawyers

(c) February, 2006, until February, 2020. Partner in private practice (large firm)

Firm: Nelson Mullins Riley & Scarborough, LLP

Practice: family law and related appeals (90%), civil litigation (10%)

Other: Office Managing Partner (2011-2020), Partner Development Committee (2009-2020), Marketing Committee (2007-2012), Strategic Planning Committee (2007-2008). Responsibilities include supervision and mentoring of attorneys in family law practice area, serving as liaison for the office's 42 lawyers and 40-45 staff with the firm's Executive Committee, general management responsibilities, and administration of the office marketing budget

(d) March, 2020, until present. Family Court Judge, At-large, Seat 2.

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 February, 2020, and serving continuously as South Carolina Family Court Judge, At-Large, Seat 2. The jurisdiction of the family court is detailed and limited by statute.

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) Unreported. Anderson County DSS case. Anderson County DSS brought an action against biological parents for abuse and neglect of children based on the drug use by the parents. The children were removed and placed in foster care. While in foster care one of the children experienced a brain injury allegedly due to “shaken baby syndrome” resulting in DSS filing another case against the foster parents. The cases were consolidated and a five-day trial held. While DSS and the foster parents were represented by counsel, the biological parents refused counsel and were self-represented. The biological parents asserted themselves to be sovereign citizens and disavowed the jurisdictional authority of the court. The legal and procedural issues were complex, and the attitude and approach of the biological parents challenged the patience of all involved.

(b) Unreported. Greenville County juvenile case. A Greenville County youth pled guilty to manslaughter. The charge occurred when the child was 17 years old, a senior in high school, and an outstanding student. She had a fight with a boyfriend, fled his home in a fit of rage, sped down a busy highway, reached 85 miles per hour and crashed into a car pulling out of a doctor’s office. The crash killed the other driver, a beloved and respected family man in his eighties who had just dropped off his wife for her doctor’s appointment. The youth received grace from the family of the victim who publicly expressed forgiveness during the dispositional hearing.

(c) Unreported. Greenville County contempt case. In a divorce case in Greenville County a high net-worth and socially-connected party flagrantly violated multiple restraining orders through posts on social media and interviews with media outlets despite being warned and cautioned multiple times. He was held accountable through a jail sentence for contempt.

(d) Unreported. Chester County child support case. In a child support enforcement hearing brought by the Clerk of Court, a defendant/father who had six children by six different mothers was delinquent in each case by thousands of dollars. The amount of his delinquency in each case mirrored the accumulated support due since his previous

enforcement hearing. He was sentenced to jail but allowed to purge the sentence by paying all he owed (a total amount of about \$10,000). Before leaving the court room he withdrew cash from his pocket and paid the entire balance.

- (e) Unreported. Abbeville County adoption case. In Abbeville County a Mennonite family with five children (all boys) adopted a female child who had been abandoned by her family of origin. At the final hearing the entire congregation of the adopting family's church attended to demonstrate support for the family and of the adoption.

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) South Carolina Supreme Court, 1988 to present
(b) United States District Court for the District of South Carolina, 1989 to present
(c) United States Court of Appeals, 1989 to present
(d) United States Supreme Court, 1992 to present

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.

Yes.

- (a) National Family Law Trial Institute, Houston, Texas. (2010-2024). This program is an 8-day intensive trial skills course open to and attended by practicing attorneys from various states who seek to improve courtroom presence in divorce-related litigation. It is a non-profit school organized and run by faculty. As a volunteer member of the faculty, for many years I co-taught an advanced course focused on the issue of business valuation in divorce cases. I periodically presented a lecture called "Business Valuations – Lawyer to Lawyer", and routinely demonstrated cross examination of a business valuation expert. As part of the program I critique students on presentations, provide feedback and instruction. From time to time I serve as one of the faculty members responsible for a small group (about six) participants for the entirety of the program. On the last day of the program there is a mock trial and I have served as judge in the mock trial. Since 2020 I have served on the managing board of the program.
- (b) Institute for Associates, American Academy of Matrimonial Lawyers, Chicago, Illinois. (2016-2018). This program is a three day program which serves lawyers from various states who are new to the area of family law. As a volunteer member of the faculty I was responsible for mentoring a small group of lawyers throughout the program, and lectured in both the regular and advanced courses. The lecture topics were business valuation for lawyers, deposing the expert witness, direct examination of the expert

witness, and cross examination of the expert witness. In the 2018 advanced course I delivered some of these lectures using a case-study approach based on the Moore vs. Moore case.

- (c) Southwest Divorce Conference, Advanced Financial Topics, Presented by Arizona Chapter of the American Academy of Matrimonial Lawyers, 2017. This program is a multi-day continuing education conference. At the invitation of the organizers, I served with a nationally-known expert in the role of keynote speakers. I lectured and presented multiple times during the course of the seminar on topics related to business valuation and expert testimony.
- (d) Greenville County Bar, 2017, 2023 and 2024. This program was the end-of-the-year annual continuing education seminar. As a practicing attorney, I participated in a panel discussion during the family law segment. The panel consisted of experienced and less-experienced practitioners. The focus of the discussion centered on maintaining and managing a successful family law practice. As a judge I participated in a segment in which a panel of judges identified areas in need of improvement and answered questions propounded by lawyers.
- (e) South Carolina Bar, various years in various seminars. Below I describe these to the best of my recollection.
 - (1) Family Court Section at SC Bar Convention, 2024, “Hollywood Squares”
 - (2) “Hot Tips for Family Law”. 2022, 2021, and several prior years, the specifics of which cannot be recalled.
 - (3) Fall Seminar Presented by Family Law Section, Grove Park Inn, Asheville, NC. (about 2012). Along with another lawyer and some financial experts, this was a workshop seminar at which I presented on financial topics over the course of several sessions.
 - (4) Workshop Seminar Presented by Family Law Section, Greenville, SC (about 2009). With a CPA, I led a multi-hour workshop focused on reading and understanding tax returns, and using the data from tax returns in Family Court.
 - (5) JCLE for Family Court Judges (about 2007). I presented on the topic of pleadings in Family Court.
 - (6) At one seminar (I do not recall the specific one or date), I presented on the topic of representing foreign nationals in Family Court.
 - (7) Video CLE led by former Family Court Judge Leslie Riddle called “Whipping Up Some Justice” on the topic of pleadings and temporary hearings in Family Court.
- (f) SC Association of Public Accountants Seminar (about 2011). I served on panel focused on business valuations in Family Court.
- (g) New Judge Orientation School (about 2002). I presented on the topic of equitable apportionment at this school for new Family Court Judges in South Carolina.

(h) Greenville Technical College, Paralegal Program. In the early 1990's I taught a few courses to paralegal students. To the best of my recollection the courses I taught were family law and real property.

22. Provide, as a separate attachment, your continuing legal or judicial education report from the past five years.

See attached reports.

23. List all published books and articles you have written and give citations and the dates of publication for each.

(a) South Carolina Practice Manual (Howard/Moise ed. 2000), author of chapter titled "*Marital Dissolution and Child Custody*"

(b) I served on the Editorial Board for the Third Edition of Marital Litigation in South Carolina: Substantive Law, Roy T. Stuckey (SC Bar CLE, first published in 1991, subsequent editions published through 2010 with annual supplements).

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.)

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.

When I stopped private practice in 2020 I maintained an AV rating from Martindale-Hubbell, had been listed in Best Lawyers in the category of family law/domestic relations for about 20 years, and had been listed in Super Lawyers for a similar period of time. More than once I was recognized among the top twenty-five South Carolina lawyers in domestic relations in Best Lawyers and/or Super Lawyers

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) South Carolina Bar. Member, House of Delegates (1990-2004)

(b) Greenville County Bar Association

- (c) American Academy of Matrimonial Lawyers. Board of Governors (2014-2016), South Carolina Chapter President (2010-2012), Chapter Vice President (2008-2010), Chapter Secretary (2006-2008), and Chapter Treasurer (2004-2006)
- (d) American Bar Association (1988-2020)
- (e) South Carolina Family Law Inn of Court

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.

- (a) South Carolina Education Lottery Commission. 2001 to 2016. Chair (2006-2016), Vice Chair (2001-2006). Appointed.
- (b) South Carolina Transportation Infrastructure Bank Board. 1997 to 2001. Vice Chair. Appointed.
- (c) Greenville County Transportation Committee. 1993 to 1997. Elected by Greenville County Legislative Delegation.

To the best of my recollection I timely filed my reports with the State Ethics Commission when and as required.

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.

Practicing law and serving as Family Court Judge are the only primary, full-time occupations in which I have been engaged in the past 36 years. While practicing law I also invested in a few closely-held businesses, most of which focused on real estate. All of these businesses are now dissolved, with the exception of one which does not generate income and which is disclosed and described on my financial net worth statement.

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.

I am a trustee for Wofford College, a private, liberal-arts college in Spartanburg, South Carolina. This position is not compensated. As a member of the board of trustees, I am one of 31 trustees responsible for the property and oversight of Wofford College. My term began in 2021 and ends in 2025. I am eligible for re-election.

I am a director for the National Family Law Trial Institute, a non-profit LLC, which operates in Houston, Texas. This position is not compensated. As a member of the board of directors, I am one of about 4 directors responsible for organizing and producing the annual educational program held in Texas which provides courtroom skills training for lawyers who practice family law. I began service in this role in 2020 and have served continuously since that time.

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) 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. Not to my knowledge.
(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.
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?

About \$25 for office supplies and postage.
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 known.
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.

Partner, Nelson Mullins Riley & Scarborough LLP (2006-2020). This firm owes deferred compensation to me as part of a non-qualified plan in which I am a participant. By the end of 2025 this firm should fully pay me all deferred compensation which is due to me. I will recuse myself from hearing contested matters involving attorneys from this firm until a reasonable period after the balance of this deferred compensation is fully paid to me.

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;
 - (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
 - (c) which was sold, leased, or rented to a state or local public agency in South Carolina.

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.

Not applicable.

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.

Not applicable.

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.

I own stock in AT&T, Pepsico, and Clorox. I own shares of various exchange traded funds (ETF's), various United States Treasury Bills, and some mutual funds. All of the ETF's, T-bills, and mutual funds are detailed on the statements in my financial net worth statement which is separately filed.

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. To the contrary, one time a litigant from a contested trial sent me a thank you note and a Starbucks gift card which I promptly returned by mailing it to her counsel with a copy to all other counsel of record.

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.

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

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.

I do not recall any client ever filing suit against me individually.

I have been a named defendant in some civil proceedings as a result of being awarded attorney's fees on behalf of a client. These civil proceedings did not seek any relief from me (I was named because of the attorney's fee lien created by the award). I remember this occurring less than five times in the course of my career. As far as I know none of these are currently pending.

I may have been named a defendant in my official capacity as a member of the South Carolina Education Lottery Commission when I served on that Commission in one or more cases filed during that time. If so, the relevant time period is 2001 to 2016. I cannot recall specifically and do not have any records. If I was named in this manner, all such cases were resolved without a trial and there were no judgments entered against me.

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.

I was (and believe I still am) covered by a tail policy when I closed Wilkins & Madden PA in 2006 and joined Nelson Mullins Riley and Scarborough LLP. I believe Nelson Mullins maintains the equivalent of tail coverage from my partnership with that firm, but do not know the details.

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.

No

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) Thomas W. Traxler, [Redacted]

(b) Paula Harper Bethea, [Redacted]

(c) Thurman Lofton, [Redacted]

(d) Robert W. Derrick, [Redacted]

(e) David H. Wilkins, [Redacted]

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

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

LinkedIn: [Redacted]

Instagram: [Redacted]

Facebook: [Redacted]

Twitter: [Redacted]

SnapChat: [Redacted]

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

LinkedIn. I expect to continue to maintain an active account and profile on LinkedIn. From time to time I may acknowledge a professional achievement posted by another person with a "like". I intend to accept new connection requests from people who I have met or personally know, but do not intend to accept new connection requests from others. I will avoid and have no intention to accept connection requests from any litigant who

appeared or who is scheduled to appear before me. I do not expect to post any messages but if any such messages are posted by me the message will relate to my employment status.

Instagram. I expect to keep all settings on Instagram private, and connect only with family and social acquaintances. I will monitor and view Instagram activity which I receive. I do not expect to post or comment on any such activity.

Facebook. I expect to view Facebook content which is automatically generated for my account. I intentionally use an alias for safety reasons and to avoid contact from litigants and/or lawyers, set my account to private, do not seek or accept "friends". I expect to use Facebook marketplace as a marketing platform to buy and/or sell items from time to time.

Twitter (now X). I do not expect to monitor, use, or post on this account or platform. I may view posts made by others if such posts are sent to me or if I am made aware of something of interest.

SnapChat. I expect to use this platform to communicate with my immediate family and no one else.

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.
- (a) Board of Trustees, Wofford College
 - (b) Westminster Presbyterian Church, Greenville, South Carolina. Elder and past chair, Weekday School Committee
 - (c) Greenville Country Club
 - (d) Compleat Lawyer Award, University of South Carolina Law School Alumni Association
 - (e) Distinguished Service Award, Wofford College Alumni Association
 - (f) Liberty Fellow
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.
- (a) On my first day as a judge state government closed because of the COVID pandemic. After a short period of addressing only emergency matters, we quickly adapted, went back to work, and adapted technology and other methods to decide cases and keep dockets moving. While traditional, in-person hearings are best, and the temporary methods deployed during COVID were only a band-aid, many of the lessons from that

era carried over to make us more efficient today. The positive influence of these experiences is that when challenged we can find a way to do the work which needs to be done to serve those who need to be served. By contrast, many of our colleagues at the federal level closed courts for months on end, creating backlogs from which they continue to be burdened.

- (b) In my first term I had the privilege and opportunity to travel and hold terms of court in 30 counties. Hearing all types of family court cases in different regions of the state gave me a new appreciation for the diversity and commonality of our citizenship, the unique challenges in different geographic regions, the strains on our social services and juvenile justice systems, the local customs and traditions, and the tremendous sense of community among South Carolinians.
- (c) In 2024 my service as Chief Judge for Administrative Purposes in Greenville County afforded me the opportunity to use a trial and error system, implement some of the best practices from across the state, and work closely with very busy lawyers to try to improve efficiency, reduce backlogs, and improve work flow.
- (d) As expected, my 31 years of private practice in family law, trial and appellate practice was invaluable in being able to address the issues brought before me. As described when I first ran for this position, I had the privilege of being counsel of record in more than a dozen appeals from family court trials, many of which are significant published opinions. I work diligently to create and maintain a good record of the trial because I know the importance of this record for appeals.
- (e) My work in a small firm and a large firm gave me appreciation for the demands and stressors placed on all lawyers. I understand what is required of a solo practitioner and small firm lawyer to meet overhead and make a payroll, and manage the daily stress of client relationships. I appreciate the pressure on lawyers in larger firms to be a producer and meet firm-required goals. This background helps me be patient and understanding in addressing administrative issues.
- (f) From time to time, before becoming a judge and in addition to my law practice, I took financial risks by investing in a few closely-held businesses. I gained an appreciation for the challenges faced by those who open and operate a business. Although I rarely made any money from these ventures, being a part of them helps me understand and appreciate the same struggles and benefits experienced by many Family Court litigants who operate small businesses.
- (g) As one of the original members of the South Carolina Education Lottery Commission, and as Chair of this Commission for ten years, I gained a working knowledge of a billion-dollar a year business from its infancy to successful maturity. I learned both how to organize and launch a large-scale business enterprise, and how to set and guide policy for this organization, all within the confines of the statutory authority created by the General Assembly. The business aspect of this experience provides me valuable and helpful in understanding some issues presented in the Family Court. The policy and administrative aspect of this experience assists me in working with Court Administration and government service.
- (h) From the pro bono work I did as a lawyer, and the volume of cases I have now heard which involve those of modest means, I always bear in mind that no matter the legal significance (or lack thereof) of the issue which is in dispute in any given case, or dollar

amount in controversy, the practical and personal importance of the issue, and the day in court to those litigants, is paramount.

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: _____