## JUDICIAL MERIT SELECTION COMMISSION PERSONAL DATA QUESTIONNAIRE

Court, Position, and Seat # for which you are applying: Berkeley County Master-In-Equity

1. NAME:

Mr. Dale E. Van Slambrook

**BUSINESS ADDRESS:** 

PO Box 50577

Summerville, SC 29485

TELEPHONE NUMBER:

(office): (843) 871-6522

2. Date of Birth:

1958

Place of Birth:

Savannah, GA

3. Are you a citizen of SC?

Yes

Have you been a resident of this state for at least the immediate past five years? Yes

- 5. Family Status: Married to Darlene Jean Van Slambrook on May 16, 1981. Never divorced, Three children.
- 6. Have you served in the military?

Nο

- 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) 1976-80

Clemson University BA of Economics;

(b) 1980-83

USC School of Law JD.

8. 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. If you took the bar exam more than once in any of the states listed, please indicate the number of times you took the exam in each state.

SC in 1983 and in good standing

- 9. List the significant activities in which you took part during your attendance at college, graduate, and law school. Give the dates you were involved in these activities and list any leadership positions you held.
  - (a) 1982-83: Law School Student Bar Representative;
  - (b) 1982-83: Moot Court Bar Association.
- 10. Describe your continuing legal or judicial education during the past five years. Include only the title and date of any continuing legal or judicial education course completed.

Conference/CLE Name		<u>Date</u>
(a)	Social Security Disability	10-14-2009;
(b)	Legal Ethic Issues	12-07-2009;
(c)	Municipal Judge Orientation School	03-08-2010;
(d)	A little Bit of This and Little Bit of That	02-11-2011;
(e)	SCJA – Annual Legislative Seminar	03-09-2011;
(f)	Prosecuting the Impaired Driver	06-16-2011;
(g)	Criminal Practice in SC	02-24-2012;
(h)	SCJA Annual Legislative Seminar	03-07-2012;
(i)	Prosecuting the Impaired Driver	05-30-2012;
(j)	Tech Savy Law Practice and Ethics	02-28-2013;
(k)	SCJA Annual Legislative Seminar	03-20-2013;
(1)	Criminal Practice in SC	06-27-2013;

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(m) Prosecuting the Impaired Driver

07-17-2013;

(n) LEAPP – Trust School

10-18-2013.

11. Have you taught law-related courses or lectured at bar association conferences, educational institutions, or continuing legal or judicial education programs?

None

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

None

- 13. 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 SC in 1983;
  - (b) Also admitted to practice before the Federal District Court and Fourth Circuit Court of Appeals in 1983.
- 14. Describe chronologically your legal experience since graduation from law school and include a list of all law firms with which you have been associated. Describe the general character of your practice and divide it into periods with dates if its character has changed over the years.

From 1983 to 2000, I engaged in a General law practice. I was involved in domestic cases, divorce, child custody disputes, Workers Compensation cases; Chapter 7 and Chapter 13 Bankruptcy cases; Personal Injury Litigation; Probate; Social Security; Real Estate Closings and Real Estate Litigation. Beginning in 2000 my practice narrowed to where I was primarily involved in personal injury, Social Security, Probate and Miscellaneous Litigation and that continues to date.

I was hired as an Associate with The Steinberg Law Firm, LLP in 1983. I became a partner in 1986. I primarily worked in the Goose Creek Office. I also worked in the Ashley Phosphate office. I currently work in the Summerville office located on Old Trolley Road and previously on Main Street as the Managing Partner of the Office.

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.

- (a) I appear approximately one (1) time per year;
- (b) Berkeley County Properties LLC vs. Carol C. Robb
  Case No.: 2006-CP-08-1490 Bench Trial Date: September 23, 2009
  Issues were Breach of Contract; negligence; request for recession, and a misrepresentation claim regarding a Real Estate Contract/Sale which involved lay testimony, expert witnesses regarding land surveys and numerous Real Estate contact issues:
- (c) Lela Mae Bunting vs. Percy Grooms and Connie Grooms
  Case No.: 2011-CP-08-0030 Bench Trial Date: June 6, 2013
  Breach of Contract issue claim regarding transfer of a motor home, sufficiency of payment for services pursuant to Contract; Contested Trial;
- (d) Bank of America, NA vs. Daniel Dugan

Case No.: 2009-CP-10-3289

Defended claim of Attorney negligence and Breach of Contract regarding a Real Estate closing. Several Motion Hearings and it was resolved prior to Trial.

15. What is your rating, if any, by any legal rating organization, such as, <u>Best Lawyers</u>, <u>Chambers</u>, <u>Legal 500</u>, <u>Martindale-Hubbell</u>, <u>Who's Who Legal</u>, <u>Super Lawyers</u>, <u>etc.</u>? If you are currently a member of the judiciary, list your last available rating, if any.

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- 16. What was the frequency of your court appearances during the past five years?
  - (a) federal:

10 to 15 – including Social Security (per year);

(b) state:

10 to 15 (per year).

- 17. What percentage of your practice involved civil, criminal, domestic, and other matters during the past five years?
  - (a) civil:

95% - personal injury, Social Security and Miscellaneous;

(b) criminal:

0%;

(c) domestic:

0%;

(d) other:

5% - Probate.

- 18. What percentage of your practice in trial court during the past five years involved matters that went to a jury, including those that settled prior to trial?
  - (a) jury:

10% to 50%;

(b) non-jury:

5%.

Did you most often serve as sole counsel, chief counsel, or associate counsel in these matters?

## Generally sole counsel

- 19. 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) Ruth Atkins (Pinckeny vs. Atkins 317 SC 340 (1995):

    I was retained after the Trial and filed an Appeal based upon numerous errors at the original Hearing. The published Opinion clarified numerous procedural issues relative to Real Estate Partition Actions;
  - (b) <u>Coleman Dangerfield vs. Rainbow Carpets, et al (2011)</u>
    Personal Injury Jury Trial in Berkeley County tried in May 2011 for four (4) days.
    Involved significant medical causation and psychiatric issues, multiple physician depositions and liability issues;
  - (c) Tamson Susor vs. Tommy Lee Schmidt (2012)
    Personal Injury Trial in Dorchester Court of Common Pleas. Involved liability and medical causation issues. Significant due to the novel issues raised regarding social media and its admissibility;
  - (d) Sheryl Elliott vs. Three D Metal, Inc. et al: (2012)
    Personal Injury litigation case involving medical causation issues. Most significantly was the various experts regarding accident reconstruction and epidemiology. This matter settled immediately prior to Trial during a second mediation:
  - (e) Estate of Catherine Wall vs. La Hacienda, et al. (2011)
    Wrongful death premises liability claim resulting from a fall from which an eighty (80) year old woman died. Significant issues involved defective construction and proof of conscious pain and suffering. Successfully presented a video commemorating Mrs. Wall's life to demonstrate damages. Also, involved numerous Probate Court filings.
- 20. 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. If you are a candidate for an appellate court judgeship.

## Ruth Atkins (Pinckney vs. Atkins 317 SC 340 (1995):

I was retained after the Trial and filed a successful Appeal based upon numerous errors at the original Hearing. The published Opinion clarified numerous procedural issues relative to Real Estate Partition Actions

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

None

22. Have you ever held judicial office?

Yes. City of Goose Creek (2009 to present): primarily Criminal Jury Trials, occasional Bond Hearings, Bench Trials and Motions.

23. If the answer to question 22 is yes, describe or list five of your most significant orders or opinions and give the citations if they were reported.

None

24. 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?

None

- 25. 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.
  - (a) 1983 to present: The Steinberg Law Firm, LLP;
  - (b) 1983 to 1986: Associate;
  - (c) 1986 to present: Partner.
- 26. Have you ever been an unsuccessful candidate for elective, judicial, or other public office?
- 27. 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?

My wife and I own two (2) rental properties that is handled by a Property Management and we have no day to day involvement.

28. Are you now an officer or director or involved in the management of any business enterprise?

Graceland Properties LLC for purposes of rental property management.

- 29. A complete, current financial net worth statement was provided to the Commission.
- 30. 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. Explain how you would resolve any potential conflict of interest.

None other than personal obligations to my mortgage company. If involved, I would offer to recuse myself, if necessary.

31. 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?

None.

32. Have you, to your knowledge, ever been under federal, state, or local investigation for possible violation of a criminal statute?

None

33. Has a tax lien or other collection procedure ever been instituted against you by federal, state, or local authorities? Have you ever defaulted on a student loan? Have you ever filed for bankruptcy?

None.

34. Have you ever been sued, either personally or professionally, that is, have you ever been named as defendant or respondent in any court of law?

The Steinberg Law Firm, LLP may have been named as a party. However, I have not been named as a party in any in lawsuit.

36. Have you ever been investigated by the Department of Social Services? Has your name ever been enrolled on the Central Registry of Child Abuse and Neglect?

None

37. 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?

None.

38. Are you active on or a member of a social media or Internet site or have you, to your knowledge, been featured or depicted on a social media or Internet site, such as, Facebook, LinkedIn, Twitter, etc.?

None.

39. 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)?

None.

- 40. 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? None.
- 41. S.C. Code § 8-13-700 provides, in part, that "[n]o public official, public member, or public employee may knowingly use his official office, membership, or employment to obtain an economic interest for himself, a member of his immediate family, an individual with whom he is associated, or a business with which he is associated." Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions.

None other than postage, sending letter of introduction to the Berkeley County Legislative Delegation.

42. S.C. Code § 8-13-765 provides, in part, that "[n]o person may use government personnel, equipment, materials, or an office building in an election campaign." Please detail any knowledge you have of any formal charges or informal allegations against you or any other candidate for violations of these provisions.

None.

43. 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.

None.

44. List the amount and recipient of all contributions made by you or on your behalf to members of the General Assembly since the announcement of your intent to seek election to a judgeship.

None.

45. 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? 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?

None.

46. Have you requested a friend or colleague to contact members of the General Assembly on your behalf?

None.

47. Have you or has anyone acting on your behalf solicited or collected funds to aid in the promotion of your candidacy?

None.

48. Have you or has anyone acting on your behalf contacted members of the Judicial Merit Selection Commission about your candidacy or intention to become a candidate?

None.

- 49. 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) SC Bar Association 1983 to present;
  - (b) Charleston County Bar Association 1983 to present;
  - (c) Berkeley County Bar Association 1983 to present Bar President for year 2011.
- 50. 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, any professional honors, awards, or other forms of recognition received and not listed elsewhere.
  - (a) Goose Creek International Triathlon Club member;
  - (b) St. James Unity Methodist Church Lay Leader; Finance Committee Chairman; Trustee;
  - (c) National Rifle Association member.
- 51. 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.

I have lived in Berkley County Since 1974 and graduated from Goose Creek High School, Clemson University and USC School of Law. I have practiced law with The Steinberg Law Firm, LLP for more than thirty (30) years primarily out of the Goose Creek office and currently in the Summerville office.

I began my legal career as general practitioner and handled a variety of cases including but not limited to domestic, criminal, probate, civil cases, high volume of real estate closing and real estate litigation and personal bankruptcy cases.

I have tried cases Jury and Non-Jury in various Courts in Charleston, Berkeley and Dorchester County Common Pleas, Family Court, General Sessions, Master-In-Equity, Magistrate and Municipal Courts. I have handled almost all manner of disputes in these various Courts.

Over the last seven (7) or eight (8) years, my practice focused primarily on personal injury litigation and Social Security Disability.

I believe the breadth of my legal practice and experience gives me the base of knowledge which should be held by any Master-In-Equity.

My experience as a Municipal Court Judge has provided me an insight into the difficulties and enormous responsibilities which face every person serving on the Bench.

I believe the compilation of my legal, life and judicial experience provides me with the tools, skills and experience with which to serve fairly, efficiently and effectively as Master-In-Equity for Berkeley County.

## 52. References

- (a) Christopher Louden, Esquire
- (b) William Peagler, Esquire
- (c) Samuel Clawson, Esquire
- (d) Reverend Anthony Hodge
- (e) Jennifer A. Murray SCB&T

I HEREBY CERTIFY THAT MY ANSWERS ARE TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

Signature: Dale E. Van Slambrook

Date: 3/17/14