

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Susan Diane Scruggs as Personal)
Representative of the Estate of William)
Bradley Scruggs,)

C/A No. 0:19-cv-00921-RBH-PJG

Plaintiff,)

-vs)

Bryan Stirling in his official capacity as)
Director of the South Carolina Department)
Of Corrections; Beverly Wood in her)
individual capacity; Robert Poiletman, in his)
Individual capacity, Rubin Ridgeway,)
Antionette Bradley in her individual)
Capacity, Tim Riley in his individual)
Capacity, Andrea Thompson in her)
Individual capacity, Kinnard Debose in his)
Individual capacity, Lefford Fate in his)
Individual capacity,)

Defendants.)

David T. King, individually and as)
Personal Representative of the Estate of)
John Telly King,)

C/A No. 0:19-cv-00828-RBH-PJG

Plaintiff,)

vs.)

Warden Timothy Riley, Associate)
Warden Andrea Thompson, Associate)
Warden Gary Lane, Major V. Jackson,)
Captain Yolanda Brown, Lt. Tecorrie)
Garvin, Lt. Travis Pressley, Sgt. Dewaun)
McKan, Cpl. Matthew Whitaker, C/O)
Damian Jones,)

Defendants.)

James H. Kelley, individually and as
Personal Representative of the Estate of
Joseph H. Kelley,

Plaintiff,

-vs-

Warden Timothy Riley, Associate
Warden Andrea Thompson, Associate
Warden Gary Lane, Major V. Jackson,
Captain Yolanda Brown, Lt. Tecorrie
Garvin, Lt. Travis Pressley, Sgt. Dewaun
McKan, Cpl. Matthew Whitaker, C/O
Damian Jones,

Defendants.

C/A No. 0:19-cv-00827-RBH-PJG

Lola Robinson, individually and as
Personal Representative of the Estate of
Jimmy Lee Ham,

Plaintiff,

-vs-

Warden Timothy Riley, Associate
Warden Andrea Thompson, Associate
Warden Gary Lane, Major V. Jackson,
Captain Yolanda Brown, Lt. Tecorrie
Garvin, Lt. Travis Pressley, Sgt. Dewaun
McKan, Cpl. Matthew Whitaker, C/O
Damian Jones,

Defendants.

C/A No. 0:19-cv-00826-RBH-PJG

CONSENT ORDER CONSOLIDATING ACTIONS FOR DISCOVERY PURPOSES

The above-referenced actions arise out of an April 7, 2017 incident at Kirkland Correctional Institution where two inmates attacked and killed four other inmates. All four actions contain common questions of law and fact and common parties and witnesses. Thus, the consolidation of these actions for the purposes of discovery will result in judicial economy and

prevent unnecessary cost and delay.

Upon motion of G. Murrell Smith, Jr., attorney for Defendants in all actions, and with the consent of Charles E. Grose, Jr., and Austin McDaniel, attorneys for Plaintiff Scruggs (C/A No. 0:19-cv-00921-RBH-PJG), and C. Carter Elliott, Jr., attorney for Plaintiffs Kelley (C/A No. 0:19-cv-00827-RBG-PJG), King (C/A No. 0:19-cv-00828-RBH-PJG), and Robinson (C/A No. 0:19-cv-00826-RBH-PJG), the above-captioned cases shall be consolidated for the purposes of discovery pursuant to Rule 42(a) of the Federal Rules of Civil Procedure. All parties reserve the right to move for consolidation of these cases for trial at a later date.

IT IS SO ORDERED.



Paige J. Gossett
UNITED STATES MAGISTRATE JUDGE

September 19, 2019
Columbia, South Carolina

WE SO MOVE:

s/G. Murrell Smith, Jr.
G. Murrell Smith, Jr. (#6120)
David C. Holler
H. Thomas Morgan, Jr.
Smith Robinson Holler DuBose
and Morgan, LLC
Post Office Box 580
Sumter, South Carolina 29151
Counsel for Defendants

WE CONSENT:

s/E. Charles Grose, Jr.
E. Charles Grose, Jr. (#6072)
The Grose Law Firm, LLC
400 Main Street
Greenwood, South Carolina 29646
Counsel for Plaintiff Scruggs

s/C. Austin McDaniel
C. Austin McDaniel (#12726)
523 North Main Street
Anderson, South Carolina 29621
Counsel for Plaintiff Scruggs

I CONSENT:

s/C. Carter Elliott, Jr.
C. Carter Elliott, Jr. (#5423)
Elliott & Phelan, LLC
119 Screven Street
Georgetown, SC 29440
Counsel for Plaintiffs Kelley, King, and Robinson