

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION**

David Case, Sharon Case, Jay D. Smith, Dana Smith, Roger Harris, Sandra Harris, Stuart B. Bernthol and Marietta D. Bernthol, as co-trustees of the Bernthol Family Trust dated September 6, 1991, Kim Goodwin, Margie Goodwin, and Phil Reed Properties Ltd., LLLP, Charles and Diane Nichols, Edwin L. Rindfusz, Rose M. Rindfusz, Kenneth Stithem, and Laurie Stithem, each individually and on behalf of a class similarly situated,

Plaintiffs,

vs.

French Quarter Group III, LLC, Resort Funding, LLC, Regency Vacation Group, LLC, Regency Holdings Group, LLC, Regency Resorts, Inc., Whiteoaks Management Corp., Spinnaker Development Corporation, Inc., Southwind Management Corp., Southwind Holdings, Inc., Resort Amenities Group, LLC, Ken Taylor, Brian Taylor, and Southwind Sales and Marketing, Inc.,

Defendants.

David Case, Sharon Case, Jay D. Smith, Dana Smith, Roger Harris, Sandra Harris, Stuart Bernthol and Marietta Bernthol, as co-trustees of the Bernthol Family Trust dated September 6, 1991, and Phil Reed Properties, Ltd., LLLP, each individually and on behalf of a class similarly situated,

Plaintiffs,

vs.

Plantation Title Company, Inc., John P. Qualey, Jr., the Qualey Law Firm, P.A., and Chicago Title Insurance Company,

Defendants.

Case No.: 9:12-cv-2804-DCN

AFFIDAVIT OF J. RUTLEDGE YOUNG, JR.

JRY
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Case No. 2:13-cv-2518-DCN

Personally appeared before me, the undersigned Notary, for said County and State, J. Rutledge Young, Jr., who being duly sworn and states under oath the following:

1. I am a licensed attorney in the State of South Carolina and am Special Counsel at Duffy & Young, LLC, an 8 lawyer law firm that is located at 96 Broad Street, Charleston, S.C. I joined Duffy & Young in January 2011. Prior to joining my Duffy & Young I practiced law for 41 years with Young Clement Rivers, LLP where I regularly tried cases. I was Director of Litigation, handled complex civil litigation and served as the 50 lawyer firm's managing partner.

2. I am a 1968 graduate of the University Of Virginia School Of Law. I was admitted to practice in all State and Federal Courts in South Carolina in 1968 and the United States Court of Appeals for the Fourth Circuit for my first federal appeal in 1979. I have maintained my license in good standing and have tried, to verdict, over 200 civil cases and participated in 60 appeals

3. Professionally, I am a member in the South Carolina Defense Trial Lawyers Association, Past President of Charleston Lawyers Club (1975-1976), a Member House of Delegates, South Carolina Bar Association (CLE Committee 1974-1984; Chairman 1981-1984), been on the Executive Committee of The Charleston County Bar Association (1982), been on the Board of Governors of SC Bar Association (1983-1988), served on the SC Supreme Court's Board of Commissioners on Grievances and Discipline (1983-1986) was on its Executive Committee (1985-1986), I have served as the Secretary of the American Board of Trial Advocates, Charleston Chapter, been a member of the Federation of Insurance and Corporate Counsel and served as an officer of the South Carolina Bar - Secretary (1991-1992), Treasurer (1992-1993), President Elect (1993-1994), and President (1994-1995). I have been a Diplomat in the American Board of Trial Advocates since 1988, a Fellow in American College of Trial

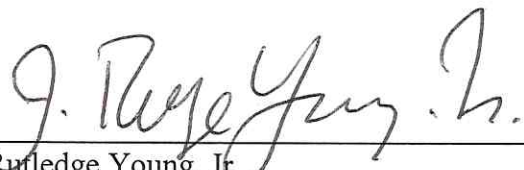


Lawyers since 1991 (State Chair- 2002-2005) and have been listed in Best Lawyers in America for 25 years. From 2006-2014, I have been listed as one of 421 Lawyers in United States in the "Bet the Company" list of Commercial Litigators (2006-2014). Finally, I have been honored from 2008 -2014 as a South Carolina Superlawyer - field of general litigation.

4. My and my firms standard hourly rates are: J. Rutledge Young Jr, Special Counsel - \$400 per hr., associate attorneys - \$275 per hr and legal assistants - \$125 per hr.

5. Pursuant to Federal Rule of Civil Procedure 53(a)(2), I attest that to the best of my knowledge upon review of the case files, I do not have a relationship to the parties, attorneys, action, or court that would require disqualification of a judge under 28 U.S.C. §455.

FURTHER AFFIANT SAITH NOT.



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November 25, 2014
Charleston, South Carolina

Sworn to and subscribed before me this 25th day of November, 2014

Sarah E. Stives

Notary Public for South Carolina
My Commission Expires 2 / 14 / 2022

