

Renee S. Beach, et al. v. Gregory M. Parker, et al.  
Case No. 2021-CP-25-00392  
THE PARKER'S DEFENDANTS' MOTION TO DISQUALIFY ATTORNEY MARK TINSLEY

# EXHIBIT J

**MAY 9, 2022 HEARING TRANSCRIPT**

COURTESY OF  
LUNA SHARK MEDIA

1 STATE OF SOUTH CAROLINA  
2 IN THE COURT OF COMMON PLEAS  
3 COUNTY OF HAMPTON

4 Renee S. Beach, Phillip Beach,  
5 Robin Beach, Savannah Tuten,  
6 and Seth Tuten,

7 Plaintiffs,

8 vs.

9 Transcript of Record  
10 2021-CP-25-00392

11 Gregory M. Parker, Gregory  
12 M. Parker, Inc. d/b/a Parker's  
13 Corporation, Blake Greco,  
14 Jason D'Cruz, Vicky Ward,  
15 Max Fratoddi, Henry Rosado,  
16 and Private Investigation  
17 Services Group, LLC.,

18 Defendants.

19 May 9, 2022  
20 Hampton, South Carolina

21 B E F O R E:

22 The HONORABLE BENTLEY PRICE

23 A P P E A R A N C E S:

24 Mark Tinsley, Representing the Plaintiffs  
25 Tabor Vaux, Representing the Plaintiffs  
Deborah B. Barbier, Representing the Defendants  
Ralph E. Tupper, Representing the Defendants

SHARON G. HARDOON, CSR  
Official Circuit Court Reporter, III

1 THE COURT: All right. Miss Barbier, it's my  
2 understanding this is your motion?

3 MS. BARBIER: It is, Your Honor.

4 THE COURT: Yes, ma'am. Happy to hear  
5 from you.

6 MS. BARBIER: Good afternoon. Your  
7 Honor, as you know, the court issued an order on  
8 April 6th that provided for the review of the  
9 documents at issue, and the -- that were the  
10 subject of a motion to quash and a Rule to Show  
11 Cause. The order specified that once the court  
12 has determined that all the issues related to  
13 relevance and privilege, Parker's defendants shall  
14 have 10 business days to respond with objections  
15 on the record, and that Parker's defendants shall  
16 have 10 business days to file an appeal in  
17 accordance with the South Carolina rules of civil  
18 procedure.

19 With respect to that, Your Honor, on  
20 April 29, as you know, the court had a hearing.  
21 The court didn't make, during the hearing, any  
22 findings related to privilege. The court didn't  
23 give us a deadline for the production of a  
24 privilege log, and we had no actual dialogue with  
25 specific assertions of privilege with respect to

1 those documents. The court didn't give us any  
2 indication of how the ruling would go, but  
3 indicated that your law clerk would send an email  
4 later that day.

5 We did receive an email from your law  
6 clerk, Your Honor, in the late afternoon of  
7 April 29th, and she related the court's position.

8 We also determined on that next -- that  
9 was a Friday. We determined on that Monday  
10 morning that a Form 4 order would be forthcoming.

11 And, Your Honor, as you know, the April  
12 6th order governed this process and it indicated  
13 we would have 10 days to appeal, and we would have  
14 the ability to make objections.

15 Prior to that occurring, Mr. Tinsley  
16 apparently contacted Miss Sandy Senn on Friday,  
17 late afternoon, and then on that weekend asked her  
18 to produce those documents prior to us having the  
19 ability to move for any kind of stay or asserting  
20 our right to appeal.

21 So, on May 4th, we filed an emergency  
22 motion for a protective order and relaying our  
23 position, which, of course, I think is well-known  
24 to the court and to plaintiff's counsel, that an  
25 email is not an order of the court. So Mr.

1 Tinsley obtained those documents prior to any  
2 order of the court being issued.

3 We filed an emergency motion for  
4 protective order asking this court to seek the  
5 return of these documents, stop the review of  
6 these documents, and prevent any dissemination of  
7 these documents, because it's still our position  
8 that the vast majority of these documents are  
9 privileged.

10 Thereafter, Your Honor, last evening, we  
11 filed a motion to stay this matter. We also have  
12 sought in that motion an order by the court for  
13 the return of these documents, for an order  
14 preventing Mr. Tinsley from reviewing these  
15 documents any further, from giving us information  
16 related to what he's already reviewed, and to stop  
17 any further review.

18 We do intend, Your Honor, to file a  
19 notice of appeal. It's drafted. We intend to  
20 file it this afternoon. But before we file the  
21 notice of appeal we would like this court to  
22 preclude and order Mr. Tinsley to return those  
23 documents, to stop any review of these documents,  
24 to set forth which documents he's reviewed, and to  
25 stop any dissemination of these documents before a

1 higher court has an opportunity to rule on this  
2 issue.

3 THE COURT: All right.

4 MS. BARBIER: That is the basis for our  
5 motion, Your Honor. I have a copy of the motion  
6 to stay pending appeal, if Your Honor doesn't have  
7 a copy of it yet.

8 THE COURT: I'm okay.

9 MS. BARBIER: I'm happy to hand that up,  
10 if the court --

11 THE COURT: I'm okay.

12 MS. BARBIER: Okay.

13 THE COURT: All right. So let me give  
14 you my procedural history: April 6th, we had the  
15 additional hearing to discuss the discovery,  
16 obviously, that you-all were seeking to quash, and  
17 Mr. Tinsley had filed a Rule to Show Cause on, and  
18 so I said that I would take all the documents  
19 under review and I would take a look at them and I  
20 would make a determination as to what would be  
21 relevant and what would be discoverable. And so I  
22 did that in pretty quick order. In about four to  
23 five days, we got it taken care of. And I took a  
24 look at -- I think -- I can't remember what I told  
25 you-all. A little over five to 6000 documents.

1           But I was confused and I wanted to have  
2           some clarification. So I asked everyone to come  
3           on the 29th to ensure I was making the appropriate  
4           decision in this, and so met again on the 29th at  
5           my direction, and I asked a bunch of questions of  
6           yourself and of Mr. Tinsley so I could get better  
7           clarification as to what I needed to do as to  
8           these documents themselves.

9           So later on, on that day, during that  
10          hearing, the plaintiff -- I mean the defendants  
11          took the position that nothing in those documents  
12          were going to help Mr. Tinsley anyway. And so I  
13          took that to mean that it doesn't matter really  
14          what's in them. If Mr. Tinsley is not going to be  
15          able to move his case forward with those  
16          documents, why shouldn't he have them all.

17          What I was trying to prevent is what  
18          we're doing today, which is the back and forth.  
19          Because what you just indicated Miss Barbier is  
20          one hundred percent correct. You are going to  
21          claim that 98 percent of that is all privileged,  
22          and I'm going to have to go line by line by line  
23          and an order of yours, or on behalf of a motion of  
24          yours to go and say this is why it's not  
25          privileged, this is why it's not privileged, and

1 we're going to take up 14 hours of the courts time  
2 to do exactly what I've already done, which is to  
3 give Mr. Tinsley everything.

4 If it moves his case forward, great. If  
5 it doesn't, as you indicated in your last  
6 argument, which was nothing in those documents are  
7 going to help him out anyway, then what's the  
8 point in not giving it to him, so I gave it to  
9 him.

10 MS. BARBIER: Well, Your Honor, I never  
11 said there's no point in not giving it to him.

12 THE COURT: No. Your exact quote was,  
13 "Nothing in those documents is going to assist  
14 Mr. Tinsley's case."

15 MS. BARBIER: That is correct. That does  
16 speak to whether the documents are privileged.

17 THE COURT: I understand that. But my  
18 point is that, I determined that the information  
19 wasn't privileged. And so if you want to appeal  
20 that -- I don't know how you're going to because  
21 it's a discovery issue -- but if you want to  
22 appeal that, you can appeal that.

23 Now, let's get to the point to where we  
24 can talk to Mr. Tinsley about what he wants to do  
25 about the documents that he's already received



1 from -- I believe you got them from Senator Senn,  
2 correct, Mr. Tinsley?

3 MR. TINSLEY: From her client, actually,  
4 Your Honor.

5 THE COURT: Go it.

6 MR. TINSLEY: Miss Donahue emailed me the  
7 documents.

8 THE COURT: So you have the documents  
9 pertaining to what Miss Donahue produced to  
10 Mr. Parker; is that correct?

11 MR. TINSLEY: I believe so, Your Honor.

12 THE COURT: And have you taken a look at  
13 any of those? Have you just reviewed any of them?

14 MR. TINSLEY: No, sir, I reviewed them.

15 THE COURT: Okay. And how many pages  
16 were in that production?

17 MR. TINSLEY: It's hard to tell. About  
18 6,000.

19 THE COURT: That's what I think.

20 MR. TINSLEY: Because I think there's one  
21 big file, and then they also produced it in parts,  
22 so there's overlap. But about 6,000.

23 THE COURT: That's what we -- between  
24 that hearing, that's what I indicated, I thought  
25 it was 6,000 pages, because there was two files

1 that we had to review.

2 MR. TINSLEY: Yes, sir.

3 THE COURT: And then the only other  
4 remaining was the videos and the pictures,  
5 correct? Did you receive that?

6 MR. TINSLEY: I have not.

7 THE COURT: Do we have that?

8 LAW CLERK: We have that.

9 THE COURT: All right. We still have  
10 that.

11 MR. TINSLEY: Let me clarify. I have not  
12 received anything from Sara Capelli or the inquiry  
13 agency, the other third party that was subject to  
14 my Rule to Show Cause, Capelli. There is one  
15 Dropbox link where there are two videos of Paul  
16 Murdaugh. But I don't think --

17 THE COURT: That's all.

18 MR. TINSLEY: That's it.

19 (Conversation between law clerk and Judge  
20 Price.)

21 THE COURT: I'm trying to figure out what  
22 you had.

23 Okay. All right. So what is your  
24 position as to their motion, Mr. Tinsley?

25 MR. TINSLEY: Well, Judge, I think it's

1 frivolous, and I think it's too late. I didn't  
2 realize that Sandy Senn was not copied on the  
3 email on that Friday afternoon. I forwarded it  
4 and I filed this email correspondence for the  
5 record. I forwarded it to Miss Senn saying I'm  
6 happy to come get it. I didn't necessarily know  
7 that I was going to get an email link Sunday  
8 morning. On Sunday morning, I went and looked at  
9 it. I looked at it on Sunday. I looked at it on  
10 Monday. They don't send a letter to Miss Senn  
11 until 10:00 p.m. almost on Monday night.

12 So it wasn't an emergency on Friday. It  
13 wasn't an emergency on Saturday or Sunday, or even  
14 all day on Monday, and so I looked at it. It's  
15 clear. You raised this on the 29th, that you had  
16 a suspicion that they had done this, copied  
17 lawyers on these documents to raise this issue, to  
18 try to keep secret what it is that they've done.  
19 I don't think there's any question about that,  
20 Your Honor. And I think that also should weigh  
21 into this interlocutory appeal, which I think  
22 they're clearly going to take. But it is just  
23 that, it's interlocutory.

24 THE COURT: I understand. All right.

25 Well, as to those documents, obviously,

1 the cat's out of the bag. I mean, I can't stuff  
2 that mash potato bag into the bag. I mean, it's  
3 already out.

4 So as to any other production of  
5 documents, I'll withhold at this point in time and  
6 give you your opportunity to appeal.

7 Unfortunately, at this point in time,  
8 it's really just a moot processes to have you-all  
9 begin a privilege as to the documents that he's  
10 already received.

11 But, at this point in time, I will  
12 withhold whatever remaining portions of the  
13 discovery he has not seen and has not been privy  
14 to at this point in time until pending the appeal.  
15 All right?

16 MS. BARBIER: Thank you, Your Honor. I'd  
17 also like you to order him not to disseminate the  
18 documents.

19 THE COURT: I don't think he has any  
20 intention of disseminating them. I trust  
21 Mr. Tinsley.

22 MS. BARBIER: Okay. And I'd like you to  
23 order him to not further review them or to provide  
24 copies to anybody else.

25 THE COURT: Just don't disseminate them.

1 Fair enough?

2 MR. TINSLEY: That's fine.

3 THE COURT: All right. Well, thank  
4 you-all very much. If you-all need something  
5 else, just let us know.

6 MR. TINSLEY: Thank you, Your Honor.

7 (The hearing was concluded.)

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COURTESY OF  
LUNA SHARK MEDIA

CERTIFICATE OF REPORTER

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I, SHARON G. HARDOON, Official Circuit Court Reporter, III for the State of South Carolina at Large, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the hearing of the captioned case, relative to appeal, in General Sessions for Hampton County, South Carolina.

I do further certify that I am neither kin, counsel, nor interest to any party hereto.

May 16, 2022



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Sharon G. Hardoon, CSR  
Official Circuit Court Reporter, III