

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

Alexis Berg,

Plaintiff,

vs.

Patrick Bryant, John Osborne, Eric Bowman,
Pommer Group LLC, Assignment Desk Works
LLC and GLT2, LLC,

Defendants.

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT
C/A NO.: 2025-CP-10-03124

**DEFENDANT AND THIRD-PARTY
PLAINTIFF PATRICK BRYANT'S
RESPONSE AND OPPOSITION TO
PLAINTIFF'S MOTION FOR ENTRY OF
CONFIDENTIALITY ORDER**

Patrick Bryant,

Third Party Plaintiff,

vs.

Nancy Ruth Mace and Melissa Britton,

Third Party Defendants.

Defendant and Third-Party Plaintiff Patrick Bryant ("Bryant"), by and through his undersigned counsel, hereby submits the following response and opposition to the Motion for Entry of a Confidentiality Order filed by Plaintiff Alexis Berg ("Plaintiff" or "Berg").

Plaintiff's Motion for Entry of a Confidentiality Order is a waste of judicial resources and highlights the gamesmanship displayed by Marybeth Mullaney – counsel for Plaintiff Berg – in this matter. This Motion should never have been filed and is disingenuous at best. As outlined concisely below, based on what Plaintiff has already made public, it is clear that the real reason Plaintiff is now retroactively seeking a Confidentiality Order is because the documents, photographs, and recordings prove that Bryant neither raped, sexually assaulted, or filmed the alleged assault, and Plaintiff is clearly conscious with her legs wrapped around her boyfriend's

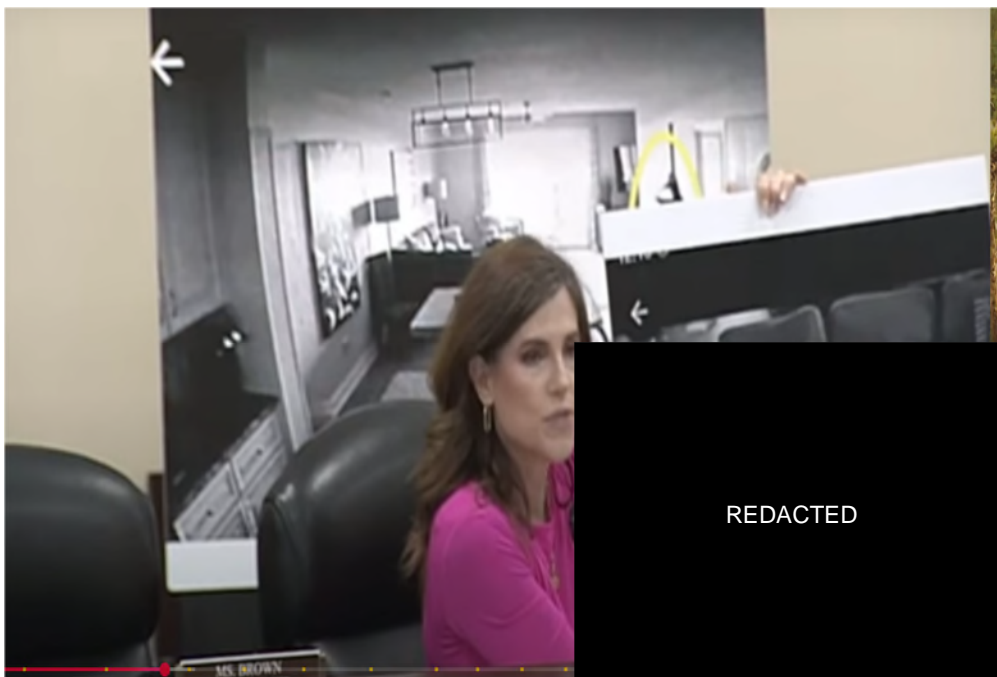
body. Plaintiff cannot have her cake and eat it too. Mace and Plaintiff have already publicized these photographs to the world, discussed the alleged assault in graphic detail in the presence of unrelated third parties numerous times and, included unquestionably more vivid allegations in public filings that severely undermine the purported “privacy concerns” that she seeks to hide behind now.

While the parties agree that Plaintiff’s medical records, including therapist notes should be confidential, Bryant’s counsel sent scores of e-mails to Ms. Mullaney over the last six weeks asking her to identify and specify which other confidential documents require a confidential designation [*see* compilation of communications between Counsel attached as **Exhibit A.**] Ms. Mullaney initially refused to engage in any discussion (*see November 13 communication*); then Ms. Mullaney shifted to her untenable position that “[d]escribing in detail what I contend is confidential before the Order is in place would defeat the very purpose of having a confidentiality order” (*see November 25 communication*); to finally after six-weeks, identifying, for the first time in this Motion, broad categories of documents that are not confidential. These categories of documents include “intimate photographs and videos, personal diary entries, private communications” but notably, Plaintiff fails to explain why any of these broad categories of documents are confidential, or worse, that they have already been disclosed to the public.

The documents that Plaintiff now contends are “highly sensitive information if publicly disclosed” and “would cause significant harm to the privacy interests of parties and non-parties” have already been made public. We examine below each purported “confidential” category of documents:

Photographs: The photographs allegedly captured on the evening of October 25-26, 2018 do not require a confidential designation because Mace, **with Plaintiff’s knowledge and consent,**

described and displayed them during her February and May 2025 speeches before Congress:



How can photographs that have been shared and viewed by millions of Americans now be confidential? Plaintiff's Motion essentially seeks to retroactively label documents as confidential that have already been released to the public. This Motion comes on the heels of Nancy Mace and Alexis Berg's 11-month media frenzy in which they depicted and described the alleged assault during congressional speeches, media tours, and hundreds of social media posts. Mace, with Berg's consent, let the cat out of the bag when she published Berg's photograph to millions of constituents. Their media blitz was calculated to win the court of public opinion before the lawsuit was filed, and label Bryant (and other Defendants) as rapist, predators, and criminals, and deprive them of their due process rights and presumption of innocence.

Moreover, the two photographs purportedly captured on Eric Bowman's Nest camera (also showing Plaintiff on the couch with Eric Bowman and Bryant appearing disinterested on their

phones) do not show a crime or **any wrongdoing**. [**Exhibit B**¹]. They do not contain sensitive material as **everything depicted in the photographs is described in Plaintiff's publicly filed Amended Complaint**. Rather, Plaintiff does not want them made public because Bryant was not filming an alleged assault and Plaintiff is clearly conscious with her legs wrapped around her boyfriend's body. It would be a miscarriage of justice for this Court to allow Mace and Plaintiff to publicize these photographs to the world, only to retroactively apply a confidential designation to the detriment of Bryant (and the other Defendants) and to save face because the evidence they had all along has now been produced and confirms Bryant is not a rapist or criminal.

Alleged Video: No video of the alleged assault exists. Plaintiff testified that she has never seen or possessed a video depicting her alleged assault on October 25-26. Plaintiff testified that she does not believe Mace took a copy of the alleged video from Bryant's phone capturing the alleged assault because "Mace thought it would be wrong to store a video of sexual assault" and "Mace was worried about what would happen to her if someone thought she stole [Bryant's] phone." This was a blatant lie as Plaintiff went on to testify that Mace admitted to taking "hundreds and hundreds" of photographs and videos from Bryant's phone depicting of other women engaging in private, sexual affairs **without their consent or knowledge**. **Why would Mace feel comfortable stealing hundreds and hundreds of videos of other women, but not Berg's alleged assault video, while simultaneously inciting Berg to file a complaint without the basic evidence? Because Berg's alleged assault video does not exist and never has existed.**

The only videos that Plaintiff intends to produce were stolen by Mace off Bryant's phone and depict other women's private, sexual affairs with Bryant. None of these "other women" have come forward or accused Bryant of a crime or other wrongdoing, nor have they consented to the

¹ These exact photographs were produced by Berg in the ADW v. Berg lawsuit without a confidential designation!

release of their name, image, or likeness in these scandalous, stolen private videos. Bryant filed a Motion for Protective Order to prohibit Plaintiff from producing these irrelevant videos which is returnable on December 30. Thus, these videos are irrelevant and have nothing to do with this case concerning the only Plaintiff, Alexis Berg. This is not a class action and Plaintiff did not file this action on behalf of other women.

Plaintiff's Communications with Britton and Mace: None of Plaintiff's communications with Mace and Britton, who conspired to lie and develop an elaborate scheme concerning a non-existence assault on October 25-26 warrant a confidential designation. Although Bryant's counsel has asked repeatedly, Marybeth Mullaney has refused to identify which of the "hundreds and hundreds" of Plaintiff's communications require a confidential designation. The reality is none of them are confidential as no other assault or rape victims are mentioned by name or discussed. First, there is Mace's recorded conversation with Berg in April 2024 [*the recording of the phone call between Berg and Mace and a transcription of the recording is attached as Exhibit C.*] There is no doubt that this recording is not confidential because it occurred in the presence of unrelated third parties [Affidavit of John Mason Long; Exhibit D.] In the recording, Mace refers to "at least 2 or 3 other Jane Does" who were allegedly assaulted by Bryant, who, almost 2 years after the call, still have not come forward or filed lawsuits alleging Bryant is a criminal. This was all part of Mace's scheme to trick Plaintiff to file a claim without any evidence and based solely on Mace's false narrative of what occurred on October 25-26, 2018. Mace's motives are on full display in this recording as she capitalizes on Plaintiff's feigned lack of any memory of the night and spoon feeds her fallacies of an alleged assault, and that the assault was filmed. Plaintiff has unfortunately fallen victim to Congresswoman Mace's scheme to extort money from her former fiancé, Defendant Bryant. This is on full display in the April 2024 recording; hence Plaintiff and Mace's

desire to keep it confidential.

Following that initial communication, Mace and Berg communicated “hundreds of times” concerning their conspiracy to extort money from Bryant. This includes text message communications in the weeks leading up to Plaintiff’s filing of her Complaint in which Mace is actively drafting and revising the allegations and revising parts to fit her narrative [*see sample communications between Mace and Berg attached as Exhibit E.*]

Finally, Plaintiff and Britton’s communications do not require a confidential designation as they do not disclose private, non-public information. Rather, their communications highlight Britton’s refusal to provide Berg with any of her alleged evidence of the assault. Why? Because it does not exist. [*see sample communications between Mace and Britton attached as Exhibit E.*]

Bryant agrees that good cause exists for the entry of a confidentiality order concerning Plaintiff’s medical records and therapy notes only. Bryant’s Counsel made this abundantly clear in numerous communications with Marybeth Mullaney. However, Ms. Ms. Mullaney refused to identify any other confidential documents and insisted on a blanket confidentiality order so she could mark every document confidential. This is exactly what she initially did in the *ADW v. Berg* matter. Ms. Mullaney also seeks to produce irrelevant photographs and videos of other women but needs the protections of the confidentiality order prior to producing them. The Court should not allow such behavior. Bryant remains willing to sign a watered-down version of Plaintiff’s Confidentiality Order which restricts the disclosure of Plaintiff’s health records as agreed to by all counsel.

Finally, Plaintiff’s concerns that the highly sensitive information and documents **that are not already in the public arena** will be leaked to the media outlets and social media platforms

should be lessened, if not eliminated, by the Court's entry of a Temporary Restraining Order. Bryant does not intend to challenge or request that the TRO be lifted. A Preliminary and eventual Permanent Injunction should be entered to restrict Mace and Plaintiff from labelling Bryant and the other Defendants as rapist, criminals and predators without due process rights. It is Mace and Berg that seeks to weaponize the media and social media outlets to the detriment of Bryant. But to restrict Bryant and the other defendants from sharing the **relevant, non-confidential information** and documents with third-party witnesses (*i.e.* Wesley Donahue, John Mason Long, Brian Musgrave, Ashleigh Messervy, Erin Gunther, to name a few, who have already been identified as third parties with first-hand knowledge of the lies, extortion scheme, and false narrative fed to Plaintiff by Mace) will cause undue prejudice and interfere with Bryant's ability to properly defend the Plaintiff's bogus, yet severe allegations and claims.

CONCLUSION

For the foregoing reasons, this Court should enter a limited, pared down version of Plaintiff's proposed Confidentiality Order that only designates medical records including therapy notes as confidential.

Dated: December 22, 2025

GORDON REES SCULLY MANSUKHANI LLP

By s/ Nosizi Ralephata
Nosizi Ralephata (SC Bar No. 72484)
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Matthew Gallo (SC Bar No. 107318)
E-Mail: mgallo@grsm.com
William J. Blount (SC Bar No. 104600)
E-Mail: wblount@grsm.com
677 King Street, Suite 450
Charleston, SC 29403
Telephone: (843) 278-5900
Attorneys for Defendant Patrick Bryant

EXHIBIT B

EXHIBIT C

EXHIBIT D

State of South Carolina
County of Charleston

The undersigned, **JOHN MASON LONG**, being duly sworn, states as follows:

1. I am over the age of eighteen (18) and a resident of Georgia. I have personal knowledge of the matters set forth herein and am competent to testify if called as a witness.
2. I have no legal disabilities that would prevent me from giving testimony based on personal knowledge.
3. I served as Campaign Manager for Congresswoman Nancy Ruth Mace ('Mace') from February 13, 2024, through May 2024. My statements herein are based on personal knowledge and direct observation.
4. On April 6, 2024, around 1:55 p.m. EDT, I was driving Mace during a campaign event at the Flowertown Festival in Summerville, South Carolina. Mace was seated in the front passenger seat. I also took cell-phone photos that corroborate the timing.
5. During this time, Mace placed a call to Alexis 'Ali' Berg, stating she obtained the number from a male acquaintance.
6. During this call, Mace identified herself by name and stated that she was looking into what she described as a 'serious matter.' Mace said she had already spoken to Eric Bowman's wife regarding an incident involving Ali falling into a swimming pool and stated she wanted to hear Ali's version of the events.
7. Ali described the incident as involving her accidental fall into a pool, removal of wet clothes inside the home, being assisted by Eric Bowman's wife, falling asleep on a couch, and waking up later at John Osborne's residence, whom she was dating at the time. Ali appeared calm and mentioned that she 'liked John a lot.'
8. During the conversation, Mace stated that she believed Ali had been assaulted while unconscious. Mace's description of the incident changed during the call. She referred to various versions of events, including mentioning multiple individuals and claiming she had seen video evidence on someone else's phone. Mace also urged Ali to seek medical testing.
9. I observed that Mace presented these allegations as information she had gathered from others or seen in some form, but I did not see any such video evidence or independently verify the truth of these allegations.
10. Ali became visibly upset during the call, including crying and hyperventilating. After the call ended, Mace made a remark about the intensity of the conversation.
11. I was not present for any further conversations between Mace and Ali and cannot attest to their content.
12. I have no personal knowledge of the accuracy or inaccuracy of the allegations discussed.

13. Mace also made statements regarding Eric Bowman, including his prior business dealings. I personally reviewed public records and found that Bowman had voluntarily sold his ownership stake in a professional sports team.

14. I became aware of efforts by Mace's campaign staff to gather negative information about Patrick Bryant, including social media inquiries and meetings with individuals who reportedly had prior relationships with him. I did not participate in these meetings but overheard discussions about them among staff members.

15. Mace made further statements regarding Patrick Bryant, including claims that he had placed hidden cameras in properties and recorded others without their consent, and that he had physically grabbed her, causing minor injuries, which she showed me via photographs on her phone. Mace also claimed Bryant maintained an active dating app profile during their engagement.

16. I have not independently verified these claims, nor have I seen any hidden cameras, recordings, police reports, or medical records regarding these matters beyond the photographs shown to me by Mace.

17. Mace told me she had accessed data from Patrick Bryant's phone and copied files onto her own devices. She also stated that she had placed an Apple AirTag device on Bryant's vehicle, which he later discovered and confronted her about. I did not participate in or independently confirm these activities.

18. Mace discussed with me potential strategies involving the use of data or materials from Patrick Bryant to gain leverage in property disputes. I discouraged these discussions, and to my knowledge, no such actions were taken.

19. I refused any requests by Mace to approve personal expenses through campaign funds or to engage in potentially unlawful activities regarding property access.

20. Mace disclosed to me that she drafted legislation related to digital privacy offenses, which she stated was partly inspired by her personal experiences.

21. I observed Mace discussing her allegations with individuals connected to law enforcement.

22. I also observed personal behavior by Mace during my employment, including the use of alcohol during working hours and personal use of campaign funds for meals and related expenses. I declined to authorize such expenses.

23. After my resignation, I learned that emails were sent to campaign vendors under my name without my authorization.

24. My success bonus, as agreed in writing, remains unpaid as of this date.

25. I am aware of other former campaign aides who report similar unreimbursed expenses.

26. Individuals with potentially relevant information include Dr. Lorie Khatod, Sydney Long, Jamie Finch, Susan Chapman, Josh Whitley, and Austin McCubbin.

27. I am submitting this affidavit pursuant to a subpoena issued on May 30, 2025. I affirm under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed on this 11 day of July, 2025.

John Mason Long
John Mason Long

EXHIBIT E



N M



Bad reception? 10 Mon, May 26

Yes call you in a minute should get better

10:30 AM

Outgoing voice call · 10:31 AM

Outgoing voice call · 10:37 AM

[Call Again](#)

Holy shit

Call you back in two

Hitting elevator 10:37 AM

Incoming voice call · 10:42 AM

[Call Back](#)



Proposed Complai...s to Ali's edits.docx

228 KB

10:50 AM

Should Page 3, bullet point 7, end of sentence be "Charleston County" instead of "Charleston"?

10:54 AM



Message



ELECTRONICALLY FILED - 2025 Dec 22 3:48 PM - CHARLESTON - COMMON PLEAS - CASE#2025-CP-1003124

Should Page 3, bullet 10, end of sentence be "Charleston County" instead of "Charleston"?

Mon, May 26 10:54 AM



10:55 AM

Bullet 8 same page change to February 10

10:55 AM

I'll make note of your notes

:)

10:56 AM

Bullet 8 same page, important edit: change statehouse floor to floor of the United States House of Representatives

Statehouse and US House two very different things 😊

Bullet 9 same page, instead of that Congresswoman Mace was speaking about change that to "who" Congresswoman Mace...

Page 3, Bullet 11: Bowman once owned a sports team etc since he no longer owns it any more

10:58 AM

I believe Page 6 bullet 29 would be he



ELECTRONICALLY FILED 2025 Dec 22 3:48 PM CHARLESTON - COMMON PLEAS - CASE#2025CP1003124

Message



Bullet 9 same page, instead of that
Congresswoman I Mon, May 26 asking
about change that to "who"
Congresswoman Mace...

Page 3, Bullet 11: Bowman once owned a
sports team etc since he no longer owns it
any more 10:58 AM

I believe Page 6 bullet 29 would be he
turned them off multiple times and she
tried to turn them on; he would turn them
off; was my understanding bc he didn't
want her to see what they were doing... etc
et

holy shit; they tried to get you in a
bedroom?????

W T A F

I did not have that detail or don't
remember it

ofc I was in a fog of war when all this stuff
was discovered

Page 6, bullet 32, cell phones plural at end
of sentence since they both were doing it

Confirmed via Daily Mail article also

Bullet 33 may want to clarify, I beleive I was
told my Melissa and you, you changed or
undressed in bathroom; not out in the open

Page 7 bullet 36 in an email she used for a

Message

undressed in bath' Mon, May 26 † in the open

Page 7 bullet 36, in an email she used for a diary

grammatical 11:08 AM

Page 10, bullet 58, Moffatt spelling typo

It's spelled Moffat and then Moffatt in same sentence 11:13 AM

N M

holy shit; they tried to get you in a bedroom?????

SAME!!!! That's what Melissa told MB on the phone I'm like THE FUCK 11:13 AM

WTF

and I remember you telling me he was found in your bed and your roommate kicked him out but I didn't know that it appeared he was actually having sex or trying to have sex with you

holy shit

That's RAPE

you were intoxicated

WTF

How many women did he do this to???

Message

trying to have sex
Mon, May 26

holy shit

That's RAPE

you were intoxicated

WTF

How many women did he do this to???

Page 10 bullet 60, speak to, typo

Page 11, bullet 61, Moffatt typo

Page 11 bullet 66, osborne was more than a friend, he was a business associate...

and/or business partner

Page 12, bullet 67, typo delete the word and before via, he did via

Page 13 bullet 72, Moffatt typo

Page 13 bullet 76 typo but I think you caught that

11:19 AM

Page 17, bullet 100, I was also on that letter; add me in there bc that shows he's targeting victims and witnesses

page 18, bullet 103, osborne more than a friend, they were business associates and friends

ELECTRONICALLY FILED - 2025 Dec 22 3:48 PM - CHARLESTON - COMMON PLEAS - CASE#2025CP1003124

Message

EXHIBIT F

5:19



M Melissa



Thu, Mar 13

Hey Ali it's Melissa. I got your number this morning and was in back to back client meetings then therapy at MUSC

2:03 PM

You accepted the message request.

[Options](#)

Hi Melissa thank you for reaching out

4:30 PM

I hear you made it in safely - I just want to say that each of our situations is unique so I won't be pretend to know exactly what you're going through, but I can imagine it's been painful and difficult and sickening and angering. I feel incredibly vulnerable and maybe you do too. I'm here if you want to talk.

5:29 PM

Fri, Mar 14

Thank you for the message. I can't imagine your experience for years and currently. What a nightmare.. Yes anger, sadness, confusion for sure. As well as vulnerability and trying not to live in fear. I appreciate your words and happy to connect

1:42 PM



Message



3:25

Signal strength, Wi-Fi, and battery (38%) icons



Melissa



your words and happy to connect

Fri, Mar 14

1:42 PM

Wed, May 14

Hey Melissa. Reaching because I have a new attorney. Something in my gut didn't trust the other ones and didn't feel like a good fit. Marybeth Mullaney is her name and her, Nancy and I just a call this afternoon. Wondering if you would be open to talking with Marybeth to give your perspective. We are preparing a civil suit and I would be very grateful if you'd be willing yo talk with her. So much has been happening and i can imagine what you've been going through is so painful. Marybeth wants justice just l...

Read More

3:58 PM

I hope you're ok too! I think I'd be ok to talk with her I would just have to arrange it with my attorneys first

5:42 PM

Okay! Thank you!!! I think she was going to reach out to you. If you prefer I can give her your attorneys info. I know it's delicate

5:54 PM

Sat, May 17

Unanswered voice call · 11:24 AM

[Call Again](#)



Message



3:25



< **M** Melissa



[Call Again](#)

Sat, May 17

Hey! I'm at my sons tennis match 😊

11:25 AM

Ahhh ok sorry about that! Wondering if you may have time to talk on the phone. Thank you for talking with my attorney!

11:27 AM

Just checking on this. Feeling very overwhelmed

7:04 PM

My attorneys won't even get back to me about my file/screenshots/diary entry. I don't understand anything that's happening 😞

8:44 PM

Hey Ali, I'm so sorry - I know that feeling well. It's a lot, and it shouldn't be this hard. My attorney is talking to your new attorney tomorrow and we are going to work to get what files I have turned over to her directly so she has it. I know it's hard, but I want to do our comms through official legal channels because I don't want to give any of those guys even the appearance of something that could weaken our case. I know our attorneys will figure out a way for us to talk and support each other through...

[Read More](#)

Edited 9:08 PM



Message



8:51



Melissa



Today

Hi there. Been a rough few weeks over here hope you're surviving alright. Would you be willing to send me the diary entry?

6m

Due to the nda I was only able to hear it read to me one time. Can you imagine? Someone else documenting your own sexual assault and not having full access to that information? I would really really really appreciate if you could just send it to me. I've been asking for months. Fuck these guys and I'm wanting justice for anyone who has ever been violated/manipulated/abused by these men. I hope you're willing to help

Now



Message



I

The

And

Q W E R T Y U I O P

A S D F G H J K L

↑ Z X C V B N M

123 EN ES



EXHIBIT A

From: [Marybeth Mullaney](#)
Mail received time: Thu, 13 Nov 2025 17:30:20
Sent: Thu, 13 Nov 2025 12:29:33
To: [Matthew Gallo](#) [Nosizi Ralephata](#)
Cc: [Michael Close](#)
Subject: Confidentialiaty Order
Importance: Normal
Sensitivity: None
Attachments: [Confidentiality Order.docx](#);

Matthew,

I am prepared to provide Plaintiff's discovery responses tomorrow. However, given the nature of the documents and the information, I would like to have a confidentiality order in place before production. I have attached a proposed Confidentiality Order for your consideration. Please advise whether you will consent to its entry and/or have proposed changes.

Kind Regards,
Marybeth

The logo consists of the lowercase letters 'mm' in a bold, serif font.

MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

From: mgallo@grsm.com
Sent: Thursday, November 13, 2025 1:28:48 PM
To: [Marybeth Mullaney](#) [Nosizi Ralephata](#)
Cc: [Michael Close](#) [Will Blount](#)
Subject: Re: Confidentialiaty Order
Importance: Normal
Sensitivity: None

Marybeth,

We will not agree to confidentiality of all documents.

Our discovery requests were very limited to the evidence in your possession concerning the alleged assault. Nancy Mace has already gone public - with your client's consent - with pictures of Ali Berg on the night of the alleged assault (none of which show a crime or Bryant's involvement).

This case is about Ali Berg claiming she was sexually assaulted, and Ali Berg herself has represented as much to the public. This has nothing to do with Patrick Bryant's private life, of which neither Ali Berg nor you have any independent knowledge regarding the circumstances surrounding photos or videos of his private life, which may very well be doctored/AI generated to achieve desired results. Producing photos of Patrick Bryant's private life outside of Ali Berg's allegations of rape/sexual assault is a violation of the rules because there is already a MPO pending.

You represented during the October 22 hearing that you don't have the alleged video of the assault, so this begs the question: what document(s) that you intend to turn over require confidentiality?

Finally, you waited until the day prior to the production deadline to raise this issue. As such, and if we cannot agree, your client is still required to respond to discovery, which includes a production of documents, by 5:00 p.m. tomorrow.

Regards,
Matt

From: Marybeth Mullaney <marybeth@mullaneylaw.net>
Sent: Thursday, November 13, 2025 12:30 PM
To: Matthew Gallo <mgallo@grsm.com>; Nosizi Ralephata <nralephata@grsm.com>
Cc: Michael Close <michael@mullaneylaw.net>
Subject: Confidentialiaty Order

Matthew,

I am prepared to provide Plaintiff's discovery responses tomorrow. However, given the nature of the documents and the information, I would like to have a confidentiality order in place before production. I have attached a proposed Confidentiality Order for your consideration. Please advise whether you will consent to its entry and/or have proposed changes.

Kind Regards,
Marybeth

The logo consists of the lowercase letters 'mm' in a bold, blue, serif font.

MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

From: [Marybeth Mullaney](#)
Mail received time: Sun, 16 Nov 2025 21:29:41
Sent: Sun, 16 Nov 2025 16:29:07
To: [Nosizi Ralephata](#) [Matthew Gallo](#)
Cc: [Michael Close](#)
Subject: Plaintiff's Discovery Responses
Importance: Normal
Sensitivity: None
Attachments: [Repsonses to Request to Admit.pdf](#); [Responses to RFPs.pdf](#); [Answers to Interrogatories.pdf](#)

Please find Plaintiff's Discovery Responses.

Kind Regards,
Marybeth



MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

From: [Marybeth Mullaney](#)
Mail received time: Wed, 26 Nov 2025 00:48:54
Sent: Tue, 25 Nov 2025 19:48:34
To: [Nosizi Ralephata](#)
Cc: [Matthew Gallo](#) [Michael Close](#) [Will Blount](#) [Bennett Kesler](#) [Zelda Kiser](#) [Joel Milliken](#) [Michelle Adams](#)
Subject: Re: Confidentiality Order // Federal Insurance Company (Chubb) Claim #KY25K263295X: Assignment Desk Works - Jane Doe v. Patrick Bryant, et al.
Importance: Normal
Sensitivity: None

Nosizi,

No worries. I will get more dates from my client. However, please explain why you believe this deposition will require multiple days. This is a straightforward case, and I don't know why my client's deposition cannot be completed in one day. Please identify the specific areas of inquiry that you believe warrant more than a single day of deposition.

Regarding the photographs and videos, yes, I intend to produce them because they are directly responsive to Defendant's discovery requests and relevant to my client's defense. Mr. Bryant has filed two separate lawsuits against my client, alleging that she defamed and disparaged him. Evidence that Mr. Bryant photographed other women's private parts without their knowledge or consent goes directly to the truth of my client's statements and is admissible evidence I intend to introduce at trial.

I am not aware of any authority permitting a defendant to request documents in discovery and then prevent the plaintiff from producing those same requested documents. If you have case law supporting such a position, please provide it.

Marybeth



MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

On Tue, Nov 25, 2025 at 5:43 'a0PM Nosizi Ralephata <nralephata@grsm.com> wrote:

Thanks Marybeth - saw the email. My apologies, I had not seen it when I asked again.

However, we do need confirmation from you that none of the documents for which you are seeking a Confidential Order are the same ones that fall within the documents identified in our MPO, which has yet to be ruled on. Please clarify.

I understand too that Mondays are best for your client for her own convenience, but are there other days before the end of January where you are both available? The deposition could take days, so I am not sure why we have to all be limited to Mondays. We will of course try to accommodate her request, but we would like to know yours and her availability in January, not just January 26.

Thanks much.

NOSI RALEPHATA | Partner

GORDON REES SCULLY MANSUKHANI / GRSM50
YOUR 50 STATE LAW FIRM™

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www.grsm.com

[vCard](#) | [Bio](#)

From: Marybeth Mullaney <marybeth@mullaneylaw.net>

Sent: Tuesday, November 25, 2025 5:16 PM

To: Nosizi Ralephata <nralephata@grsm.com>

Cc: Matthew Gallo <mgallo@grsm.com>; Michael Close <michael@mullaneylaw.net>; Will Blount <wblount@grsm.com>; Bennett Kesler <bennett@mullaneylaw.net>; Zelda Kiser <zkiser@grsm.com>; Joel Milliken <jmilliken@grsm.com>; Michelle Adams <maadams@grsm.com>

Subject: Re: Confidentiality Order // Federal Insurance Company (Chubb) Claim #KY25K263295X: Assignment Desk Works - Jane Doe v. Patrick Bryant, et al.

Nosizi and Matthew,

As I'm sure you're familiar with this standard procedure, a Confidentiality Order provides a framework for designating materials as confidential during the discovery process. As set forth in the Order, documents will be designated "CONFIDENTIAL" at the time of production or disclosure (per ¶2). This includes sensitive personal information, materials not in the public domain,

and other categories outlined in the Order. As I have previously stated, the documents consist of photographs, texts, and emails, and the communication that Plaintiff contends should not be publicly available.

Describing in detail what I contend is confidential before the Order is in place would defeat the very purpose of having a confidentiality order. The Order allows me to properly designate materials as they are produced, and you retain full rights to challenge any designation you believe is unwarranted (per ¶18). Please advise whether you will agree to the Order I proposed or if you have one you used in another case.

Regarding Plaintiff's deposition, I provided you with dates in an email I sent earlier today. Please make sure that the date you select works for all the parties, since under SCRCP 30, my client may be deposed only once, meaning all Defendants must coordinate to attend the same deposition.

Kind Regards,
Marybeth

□
4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405
P: 843-588-5587 / F: (843) 459-8554
marybeth@mullaneylaw.net

On Tue, Nov 25, 2025 at 4:29 'a0PM Nosizi Ralephata <nralephata@grsm.com> wrote:

What specifically is confidential and has not already been discussed/shown or otherwise published by Ms. Mace? We have already moved for a protective order for photos/videos/texts of Mr. Bryant regarding his personal sex life - so that should not be part of ny production until the Judge rules. So what else do you have that is "confidential" - please clarify asap.

And can you please provide us with some date options for Plaintiff's deposition in January- you said you are not available on the 14th of January - that was 5 days ago. It does not take that long to look at your calendar and consult with your client to provide dates. Please do so asap.

Thanks.

NOSI RALEPHATA | Partner

GORDON REES SCULLY MANSUKHANI / GRSM50
YOUR 50 STATE LAW FIRM™

677 King Street, Suite 450
Charleston, SC 29403

D. +1 843.714.2504 | C. +1 843.478.4597 | nralephata@grsm.com

www.grsm.com

[vCard](#) | [Bio](#)

From: Marybeth Mullaney <marybeth@mullaneylaw.net>
Sent: Tuesday, November 25, 2025 4:06 PM
To: Matthew Gallo <mgallo@grsm.com>
Cc: Nosizi Ralephata <nralephata@grsm.com>; Michael Close <michael@mullaneylaw.net>; Will Blount <wblount@grsm.com>; Bennett Kesler <bennett@mullaneylaw.net>
Subject: Re: Confidentialiaty Order

There are photographs, emails, text messages, Plaintiff's mental health records, and other confidential communications and documents.

Kind Regards,
Marybeth

□
4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

On Tue, Nov 25, 2025 at 3:48 'a0PM Matthew Gallo <mgallo@grsm.com> wrote:

What are the confidential documents to be produced? Your discovery responses served on November 16 indicate a photograph of the alleged assault. That document has been made public by Nancy Mace - with your client's consent. Is there anything else requiring a confidentiality order?

From: Marybeth Mullaney <marybeth@mullaneylaw.net>
Sent: Tuesday, November 25, 2025 12:44:56 PM
To: Matthew Gallo <mgallo@grsm.com>
Cc: Nosizi Ralephata <nralephata@grsm.com>; Michael Close <michael@mullaneylaw.net>; Will Blount <wblount@grsm.com>; Bennett Kesler <bennett@mullaneylaw.net>
Subject: Re: Confidentialiaty Order

Matthew,

I emailed you a proposed confidentiality order on November 13, 2025. I just resent it to you. Let me know if you have proposed edits or have a draft of an order you prefer to use. If so, please email it to me for my review. I am finishing up

Plaintiff's Discovery Responses and will email them to you shortly with the non-confidential documents. Once a mutually agreeable confidentiality order has been entered, I will send you the confidential documents.

Kind Regards,
Marybeth

□
4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405
P: 843-588-5587 / F: (843) 459-8554
marybeth@mullaneylaw.net

On Tue, Nov 25, 2025 at 3:26 'a0PM Matthew Gallo <mgallo@grsm.com> wrote:

Marybeth, you did not respond to the below and no documents were produced (in response to defendant's discovery demands). What documents require confidentiality?

From: Matthew Gallo <mgallo@grsm.com>
Sent: Thursday, November 13, 2025 10:28 AM
To: Marybeth Mullaney <marybeth@mullaneylaw.net>; Nosizi Ralephata <nralephata@grsm.com>
Cc: Michael Close <michael@mullaneylaw.net>; Will Blount <wblount@grsm.com>
Subject: Re: Confidentialiaty Order

Marybeth,

We will not agree to confidentiality of all documents.

Our discovery requests were very limited to the evidence in your possession concerning the alleged assault. Nancy Mace has already gone public - with your client's consent - with pictures of Ali Berg on the night of the alleged assault (none of which show a crime or Bryant's involvement).

This case is about Ali Berg claiming she was sexually assaulted, and Ali Berg herself has represented as much to the public. This has nothing to do with Patrick Bryant's private life, of which neither Ali Berg nor you have any independent knowledge regarding the circumstances surrounding photos or videos of his private life, which may very well be doctored/AI generated to achieve desired results. Producing photos of Patrick Bryant's private life outside of Ali Berg's allegations of rape/sexual assault is a violation of the rules because there is already a MPO pending.

You represented during the October 22 hearing that you don't have the alleged video of the assault, so this begs the question: what document(s) that you intend to turn over require confidentiality?

Finally, you waited until the day prior to the production deadline to raise this issue. As such, and if we cannot agree, your client is still required to respond to discovery, which includes a production

of documents, by 5:00 p.m. tomorrow.

Regards,
Matt

From: Marybeth Mullaney <marybeth@mullaneylaw.net>
Sent: Thursday, November 13, 2025 12:30 PM
To: Matthew Gallo <mgallo@grsm.com>; Nosizi Ralephata <nralephata@grsm.com>
Cc: Michael Close <michael@mullaneylaw.net>
Subject: Confidentialiaty Order

Matthew,

I am prepared to provide Plaintiff's discovery responses tomorrow. However, given the nature of the documents and the information, I would like to have a confidentiality order in place before production. I have attached a proposed Confidentiality Order for your consideration. Please advise whether you will consent to its entry and/or have proposed changes.

Kind Regards,
Marybeth

□
4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405
P: 843-588-5587 / F: (843) 459-8554
marybeth@mullaneylaw.net

This email communication may contain CONFIDENTIAL INFORMATION WHICH ALSO MAY BE LEGALLY PRIVILEGED and is intended only for the use of the intended recipients identified above. If you are not the intended recipient of this communication, you are hereby notified that any unauthorized review, use, dissemination, distribution, downloading, or copying of this communication is strictly prohibited. If you are not the intended recipient and have received this communication in error, please immediately notify us by reply email, delete the communication and destroy all copies.

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From: mgallo@grsm.com
Sent: Wednesday, November 26, 2025 11:13:10 AM
To: [Hocker, Donald B.](#) [Duda, William L.](#)
[Marybeth Mullaney](#) [Jay Jones](#) [Zelda Kiser](#) [Elizabeth Morrison](#) [Robert Merting](#) [Nosizi Ralephata](#) [Will Blount](#) [Rebecca](#)
Cc: [Dukes Gable, Sarah M.](#) [Joel Milliken](#) [Michael Close](#) [Gina Horseman](#) [Michelle Adams](#) [Dina Wentzell](#) [Martina](#)
[Cattles](#) [Mary Grace Maybank](#) [Robert Wyndham](#) [D. Craig Brown](#)
Subject: Re: Doe v. Bryant - Motion for Protective Order and Status of Discovery
Importance: Normal
Sensitivity: None

Dear Judge Hocker, please accept the below as our monthly update on discovery:

Since our last update, Plaintiff has provided written responses to Mr. Bryant's first and second set of discovery demands. The responses confirm that Plaintiff has not seen and does not possess the video of the alleged assault. Additionally, Plaintiff produced limited non-confidential documents to Mr. Bryant's second set of discovery demands.

However, Plaintiff refuses to produce any confidential documents in response to Mr. Bryant's first or second discovery demands. Ms. Mullaney is requesting that a blanket confidentiality order be entered into by the parties prior to production of same. We have requested that Plaintiff specifically identify the confidential documents by category to be included in the Order. While Plaintiff has identified medical records which would be subject to the Order, she only vaguely references other purported confidential topics such as "text messages, photographs and videos..." without providing any specificity. Bryant's concern is that photographs and videos that Ms. Mace has publicized to the world, with Plaintiff's consent, will be labeled confidential when they are clearly not.

Additionally, Mr. Bryant is reluctant to sign the confidentiality order due to Marybeth's representation that she intends to produce in discovery "evidence that Mr. Bryant photographed other women's private parts without their knowledge or consent..." This is the subject of a pending Motion for Protective Order and production of such documents is sanctionable conduct. Mr. Bryant alleges in his Third-Party Complaint that these photographs and videos of his personal and private sex life were stolen from his cell phone by Ms. Mace and are highly irrelevant to this case (not to mention none of the women in the alleged photographs or videos have come forward or filed charges). Also, there is no way for Ms. Mullaney to know whether these women did or did not consent or have knowledge based on a photograph.

Plaintiff has not served any discovery on my client.

Finally, Mr. Bryant circulated to the parties an intent to serve a subpoena on SLED and absent any objection, we intend to serve the subpoena on December 5.

We look forward to a resolution on Mr. Bryant's Motion for Protective Order and Motion to Compel in the coming weeks.

Respectfully,
Matt

Matthew P. Gallo, Esq.

Partner
Gordon Rees Scully Mansukhani LLP
Tel: (843) 712-7906

From: Matthew Gallo <mgallo@grsm.com>
Sent: Wednesday, November 5, 2025 10:57 AM
To: Hocker, Donald B. <dhockerj@sccourts.org>; Duda, William L. <bill.duda@ogletree.com>
Cc: Marybeth Mullaney <marybeth@mullaneylaw.net>; Jay Jones <jjones@gwblawfirm.com>; Zelda Kiser <zkiser@grsm.com>; Elizabeth Morrison <Elizabeth@whelanmellen.com>; Robert Merting <robert@kimandlahey.com>; Nosizi Ralephata <nralephata@grsm.com>; Will Blount <wblount@grsm.com>; Rene Dukes <rdukes@saxtonstump.com>; Gable, Sarah M. <sarah.gable@ogletreedeakins.com>; Joel Milliken <jmilliken@grsm.com>; Michael Close <michael@mullaneylaw.net>; Gina Horseman <ghorseman@gwblawfirm.com>; Michelle Adams <maadams@grsm.com>; Dina Wentzell <dwentzell@gwblawfirm.com>; Martina Cattles <mcattles@gwblawfirm.com>
Subject: Doe v. Bryant - Motion for Protective Order and Status of Discovery

Dear Judge Hocker:

On behalf of Defendant Patrick Bryant, we write to provide a courtesy copy of our Motion for Protective Order filed earlier today.

Per your recent Order, we are responsible for providing you with a monthly update on discovery in the matter *Doe v. Bryant et al.* On October 15, 2025, Defendant Bryant served a limited set of discovery demands (Request for Documents, Interrogatories and Request for Admissions), totaling 16 demands, on Plaintiff. In short, these limited demands seek what evidence Plaintiff has in her possession, or has viewed, concerning the alleged assault. We expect responses and documents from Plaintiff by November 14. Because of the limited number of demands, no extensions will be granted.

Additionally, on October 24, 2025, Defendant Bryant served a second set of discovery demands on Plaintiff. These demands are much broader and concern all allegations and claims in the case. We preemptively filed the attached Motion for Protective Order based on Marybeth's representations on the record on October 22 regarding other evidence in her possession, and to prevent Plaintiff's production of irrelevant photographs of Mr. Bryant's sex life and other personal matters.

Plaintiff has not served any discovery demands on Defendant Bryant.

Respectfully,
Matt

MATTHEW P. GALLO

Partner



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[vCard](#)

ELECTRONICALLY FILED - 2025 Dec 24 3:48 PM - CHARLESTON - COMMON PLEAS - CASE# 2025CV003124

From: [Marybeth Mullaney](#)
Mail received time: Wed, 17 Dec 2025 02:42:43
Sent: Tue, 16 Dec 2025 21:42:08
To: [Jay Jones Duda, William L. Matthew Gallo Nosizi Ralephata Rene Dukes Elizabeth Morrison Robert Merting](#)
[Michael Close Gable, Sarah M. Joel Milliken Michelle Adams Dina Wentzell Will Blount](#)
Cc: [Alexis Berg](#)
Subject: Response to Erin Gunther's Subpoena
Importance: Normal
Sensitivity: None
Attachments: [Confidentiality Order.docx](#);

Dear All,

I have received responsive documents from Erin Gunther pursuant to my subpoena. I am prepared to produce these materials upon entry of an appropriate confidentiality order.

On November 13th, I circulated a proposed protective order to Matthew and Nosizi for consideration, but we have not yet reached agreement on the terms. I remain open to discussing modifications to my proposed order, or I would be happy to review an alternative draft if counsels prefer to work from a different template.

Given the sensitive nature of these materials, I believe it is prudent to establish appropriate safeguards before production to ensure the documents are used solely for litigation purposes and not disclosed to third parties or media outlets.

Kind Regards,
Marybeth



MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

From: mgallo@grsm.com
To: [Marybeth Mullaney Jay Jones](#)
Cc: [Rene Dukes](#) [Michael Close](#) [Bennett Kesler](#) [Nosizi Ralephata](#) [Will Blount](#) [Emma Baguer](#) [William L. Duda](#) [Robert Merting](#) [Elizabeth Morrison](#) [D. Craig Brown](#) [Mary Grace Maybank](#) [Gina Horseman](#)
Subject: Re: Recording of Mace's first phone with Ali
Importance: Normal
Sensitivity: None
Attachments: [image001.png](#); [image002.png](#); [image003.png](#); [image004.png](#);

Marybeth, we have responded to your request for a blanket CO. You have only identified Berg's medical records which we agree are confidential. But you have not identified any other documents that deserve the confidential designation. Recordings, text messages and emails between Ali and Mace (including ones where Mace wrote the complaint for her), or Ali and Britton are not confidential. So again, if you can identify which specific documents (with the exception of medical records) deserve the confidential designation, we will entertain them. But you have failed to do so.

Additionally, you indicated a desire to produce irrelevant photographs and videos that Mace stole (she shockingly admitted to it on the recording; hence the need for an amended TP Complaint) from Bryant's phone depicting other women who have not come forward to complain or report a crime. We also asked you if you have spoken to these other women — with the exception of Nancy Mace — and whether (I) they confirmed that they did not consent to the acts depicted in the photos or videos and (II) consented to the disclosure of their private sexual life. Again, radio silence. We filed a MPO on this very topic that will be heard on December 30 yet you continue to push the blanket CO to allow your client to produce these stolen, irrelevant videos/photographs.

From: Marybeth Mullaney <marybeth@mullaneylaw.net>
Sent: Wednesday, December 17, 2025 6:26:32 PM
To: Jay Jones <jjones@gwblawfirm.com>
Cc: Matthew Gallo <mgallo@grsm.com>; Rene Dukes <rdukes@saxtonstump.com>; Michael Close <michael@mullaneylaw.net>; Bennett Kesler <bennett@mullaneylaw.net>; Nosizi Ralephata <nralephata@grsm.com>; Will Blount <wblount@grsm.com>; Emma Baguer <ebaguer@saxtonstump.com>; William L. Duda <bill.duda@ogletree.com>; Robert Merting <robert@kimandlahey.com>; Elizabeth Morrison <Elizabeth@whelanmellen.com>; D. Craig Brown <craigbrown@craigbrownlawfirm.com>; Mary Grace Maybank <marygrace@wyndhamlaw.com>; Gina Horseman <ghorseman@gwblawfirm.com>
Subject: Re: Recording of Mace's first phone with Ali

Jay,

My concern is that it was shared, and there is no permanent confidentiality /protective order in place in the Berg v. Bryant case. My primary concern is that the recording will be used by the parties to litigate the case in the media. I think it would be best if we could all agree on a confidentiality order/protective order. I proposed one and am happy to entertain edits or an alternative order.

Kind Regards,
Marybeth



MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

ELECTRONICALLY FILED - 2025 Dec 22 3:48 PM - CHARLESTON - COMMON PLEAS - CASE#2025CP1003124

On Wed, Dec 17, 2025 at 5:56 'a0PM Jay Jones <jjones@gwblawfirm.com> wrote:

All-

Maybe it's the mediator in me, but I try to look for resolutions when possible and I am only addressing the recorded call between Ms. Mace and Ms. Berg that is the subject of the emails below. I don't think anyone would dispute that it is relevant to the Berg v Bryant, et al. case. In fact, it is central to that case. Similarly, I cannot imagine it would not be produced in our case. As a result, why don't we all agree that sharing it with counsel in this case is not an issue and all agree that we will not share it beyond the parties/counsel in this case. I'm not sure Judge Hocker needs to rule on this when it will undoubtedly be produced in our case and I'm sure he would appreciate it if we didn't file a motion or could avoid hitting him up with emails about at least that item. Just my two cents, but I think the dispute over the recording is unnecessary. Let me know if we can agree on that. I appreciate it.

Thanks,

Jay

Sent from my iPhone

On Dec 17, 2025, at 5:18 'a0PM, Matthew Gallo <mgallo@grsm.com> wrote:

CAUTION: EXTERNAL EMAIL ORIGINATING OUTSIDE OF GWB's EMAIL SYSTEM

Thanks for finally responding to an email. Glad you are paying attention. My office will not be deleting the recording. There is nothing confidential about it and I'm entitled to it as counsel for Patrick Bryant in related cases.

Finally, how is that amended complaint coming along?

From: Marybeth Mullaney <marybeth@mullaneylaw.net>

Sent: Wednesday, December 17, 2025 4:51:31 PM

To: Matthew Gallo <mgallo@grsm.com>

Cc: Rene Dukes <rdukes@saxtonstump.com>; Michael Close <michael@mullaneylaw.net>; Bennett Kesler <bennett@mullaneylaw.net>; Nosizi Ralephata <nralephata@grsm.com>; Will Blount <wblount@grsm.com>; Emma Baguer <ebaguer@saxtonstump.com>; William L. Duda <bill.duda@ogletree.com>; Robert Merting <robert@kimandlahey.com>; Jay Jones <jjones@gwblawfirm.com>; Elizabeth Morrison <elizabeth@whelanmellen.com>; D. Craig Brown <craigbrown@craigbrownlawfirm.com>; Mary Grace Maybank <marygrace@wyndhamlaw.com>

Subject: Re: Recording of Mace's first phone with Ali

Dear All,

Please delete the recording Ms. Dukes shared with you, as it violates the attached confidentiality order signed by Judge Hocker. I will be filing a motion in the ADW v. Berg case regarding her violation of the order. Section 5.a. explicitly states that confidential documents “*shall not be disclosed by the parties or counsel for the parties.*” Moreover, Section 5.b. provides a closed list of people who may review confidential documents, and “lawyers in another case” are not included unless they are: Co-counsel specifically working on THIS case, or have written consent, or are authorized by court order.

None of you are co-counsel in the ADW case, nor have I provided written consent authorizing Ms. Dukes to provide it to any of you. Lastly, there is no confidentiality order in the Berg v. Bryant 2025-CP-10-02671 (“Berg v. Bryant”) case. If any of you release, share, or utilize this recording in the Berg v. Bryant matter at this time, I will seek the appropriate relief for my client, as this discovery is ill-gotten.

Additionally, I am going to attempt to address the numerous issues that have been raised by various counsel in this matter.

Regarding the allegations that I am withholding discovery, that is demonstrably false. I have met my obligations under the Rules of Civil Procedure for supplementing documents. I timely provided the recording, and I believe the other documents that were not produced were only done so in error, and I will supplement accordingly. I identified these documents in my interrogatories, so it should have been apparent that they were not produced prior to my client’s testimony. In Rene’s rush to depose my client, she failed to address any alleged deficiencies in our discovery responses other than her objection to the documents being designated as confidential.

With respect to the claim that I violated the rules of civil procedure by not emailing Ms. Berg’s responses to Mr. Bryant’s discovery requests to all counsel of record, this was done inadvertently. I will email the responses to all counsel of record as required under the Rules of Civil Procedure. While Rule 5 dictates that all pleadings and discovery documents be circulated to all counsel of record, there is no rule that requires me to copy all counsel of record on all communications in this matter. I would also note that several defense counsels in this case have sent emails directly to me without copying all other defense counsel. I have followed this same standard practice.

As far as Nosi’s claim that I did not provide notice of Mr. Ham’s subpoena, she is mistaken. I emailed a copy of his subpoena on November 12, 2025. Additionally, I am not sure why he signed the attestation, but Mr. Ham did not provide me with any responsive documents as he stated in his email. Rene should also be able to confirm as much.

With respect to the confidentiality order, I have provided Matthew and Nosi with a draft of the same proposed order that Rene consented to in ADW v Berg, which I have attached here. Instead of making proposed edits or offering their own proposed confidentiality order, Matthew and Nosi asked what documents I planned to mark as confidential. Asking me to provide an itemized list of each document I intend to designate as confidential before production is simply impractical and unreasonable. We’re dealing with extensive pages of discovery, and the entire purpose of a confidentiality order is to establish the procedure and standards for making those designations during

the production process, not to require advance cataloging of every document. Further, I should not be required to produce sensitive documents without a confidentiality order in place. I will be arguing both of these points in my opposition to the Motion to Compel.

Regarding your position that discovery should be limited to not include Mr. Bryant's sex life, I will address those in my memo in opposition to your pending motion. To the extent you wish to resolve this issue, I am happy to review any proposed confidentiality agreements provided to me by the parties.

I need to address Nosi's accusation that I acted improperly by communicating with SLED. This is without merit. I am not violating any rules of discovery by communicating with SLED. My client is a victim of a crime and SLED is conducting an ongoing investigation. My client is cooperating with SLED. As counsel for a crime victim, I have every right to facilitate my client's cooperation with law enforcement's ongoing criminal investigation. South Carolina's Crime Victims' Bill of Rights, S.C. Code Ann. § 16-3-1505, expressly provides victims with the right to confer with the prosecution. There is no discovery rule or ethical rule that prohibits an attorney from communicating with law enforcement on behalf of a client who is the victim of alleged crimes under investigation. If you believe there is some rule or authority that prohibits me from communicating with law enforcement about an ongoing criminal investigation involving crimes allegedly committed against my client, please cite it.

Further, SLED is the subject of the subpoena, so they would have received a copy of the subpoena at some point in the near future. Advising them of the subpoena was only in the interest of moving the case along. Certainly, if you believe that your subpoena will withstand a motion to quash, this should not be an issue. To be clear, I believe the documents in SLED's possession will support the allegations in my complaint and my defense in both the Ali Berg v. Bryant and ADW v. Berg matters.

Regarding the allegations that I am working with Nancy Mace "behind the scenes" this is baseless and unprofessional. I represent Ali Berg in this matter. Any suggestion of improper conduct or coordination with Congresswoman Mace Rule 407(9) of the South Carolina Rules of Professional Conduct requires lawyers to maintain "a professional, courteous and civil attitude toward all persons involved in the legal system." The threatening and accusatory tone of numerous emails in this case is inconsistent with these professional obligations. Please ensure that all future communications are professional and focused on the substantive legal issues in these [cases.is](#) unfounded. I have met my obligations under the Rules of Civil Procedure and welcome any motion that states otherwise. At this point, I view these accusations as idle threats to deter my client from pursuing this matter and will address them when, and if, you file a motion.

Regarding your threat of ODC complaint, I have no concerns about being able to justify my actions in this case. I have made a good-faith effort to comply with the Rules of Civil Procedure and my professional and ethical responsibilities.

Additionally, it was improper for Nosi to read notes on my laptop and eavesdrop on my conversations with my staff during my client's deposition. It is concerning to me that Nosi, Matthew and Rene repeatedly objected to me taking my laptop with me when I left the room to consult with my client on exhibits that were not timely produced before her deposition. Nosi has admitted that she was viewing my computer screen closely and listening in on a conversation with my paralegal. It was her duty to inform me that she was privy to privileged information pursuant to the rules of professional responsibility, not utilize it to make accusations on the record against me and my client.

Finally, regarding the notice of deposition of Ms. Berg scheduled for the week of January 20th in this matter. I have provided my client's availability and advised you that she was not available that week. I have suggested January 26, February 9, or February 23, which you all rejected without offering an agreeable alternative. I am not required to disclose the details of my or my client's scheduling conflicts with the deposition. In addition to this, I recently learned that you did not consult with Mace's or Britton's counsel regarding their availability for the date the deposition was noticed. They should have been consulted on the deposition as they are now parties to this matter. Additionally, I have attempted to come to an agreement on the amount of time you are permitted to

depose my client. Four days is unreasonable. If you have another proposal, please let me know. If you are unwilling to work with me to resolve this issue, I will file a motion for a protective order.

I have complied with all discovery obligations and applicable rules. To the extent that any counsel believes otherwise, the appropriate remedy is to raise those issues with the Court through proper motions, not through emails containing personal attacks and unfounded accusations of ethical misconduct. Rule 407(9) of the South Carolina Rules of Professional Conduct requires lawyers to maintain "a professional, courteous and civil attitude toward all persons involved in the legal system." The threatening and accusatory tone of numerous emails in this case is inconsistent with these professional obligations. Please ensure that all future communications are professional and focused on the substantive legal issues in these cases.

Marybeth

Kind Regards,
Marybeth

The logo consists of the lowercase letters 'mm' in a bold, blue, serif font.

MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

On Wed, Dec 17, 2025 at 11:33 'a0AM Matthew Gallo <mgallo@grsm.com> wrote:

To add, there are at least two people in Mace's car when she called Ali Berg. If this was such a confidential conversation, she would have done it in privacy, behind closed doors. Also, Mace doesn't name any of the 10,000 victims, or 2-3 "Jane Does" that were going to file suit. No one is identified by name. There is also no personal identifiable information. There is nothing. Period.

Also, we will be amending our TP complaint based on this new evidence of the recording. We will send a copy in the next day or two (unless we get busy).

From: Rene Dukes <rdukes@saxtonstump.com>

Sent: Wednesday, December 17, 2025 11:22 AM

To: Marybeth Mullaney <marybeth@mullaneylaw.net>

Cc: Michael Close <michael@mullaneylaw.net>; Bennett Kesler <bennett@mullaneylaw.net>; Nosizi Ralephata <nralephata@grsm.com>; Will Blount <wblount@grsm.com>; Matthew Gallo <mgallo@grsm.com>; Emma Baguer <ebaguer@saxtonstump.com>; William L. Duda <bill.duda@ogletree.com>; Robert Merting <robert@kimandlahey.com>

Subject: RE: Recording of Mace's first phone with Ali

Yes, I am. But you might as well wait until you provide all the documents you were ordered to provide. I really don't understand why you think you can randomly withhold discovery. It's a huge problem..

Rene Stuhr Dukes | Shareholder

image001.png

151 Meeting Street, Suite 400
Charleston, SC 29401
Phone: 843.386.4885 | Internal: 1325
Fax: 843.580.8303
rdukes@saxtonstump.com
www.saxtonstump.com

image002.png

image003.png

image004.png

From: Marybeth Mullaney <marybeth@mullaneylaw.net>

Sent: Wednesday, December 17, 2025 11:07 AM

To: Rene Dukes <rdukes@saxtonstump.com>

Cc: Michael Close <michael@mullaneylaw.net>; Bennett Kesler <bennett@mullaneylaw.net>

Subject: Re: Recording of Mace's first phone with Ali

This is confidential for obvious reasons. It contains a conversation about a woman learning that she was sexually assaulted. Are you challenging the designation? If so I will file a motion. Please advise.

Kind Regards,
Marybeth



MARYBETH MULLANEY

ATTORNEY AT LAW

4900 O'Hear Ave. Ste 100 & 200 North Charleston, SC 29405

P: 843-588-5587 / F: (843) 459-8554

marybeth@mullaneylaw.net

On Wed, Dec 17, 2025 at 9:00 'a0AM Rene Dukes <rdukes@saxtonstump.com> wrote:

Why is this confidential?

Rene Stuhr Dukes | Shareholder

image001.png

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image002.png image003.png image004.png

From: Marybeth Mullaney <marybeth@mullaneylaw.net>

Sent: Tuesday, December 16, 2025 6:31 PM

To: Rene Dukes <rdukes@saxtonstump.com>

Subject: Recording of Mace's first phone with Ali

Rene,

Attached please find a recording of Ms. Mace's first conversation with Ali, which Ms. Mace recently provided to me. I am designating this as confidential. I will supplement my responses to your Request to Produce to reflect the production of this recording when I have an opportunity to do so.

Kind Regards,
Marybeth



MARYBETH MULLANEY

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marybeth@mullaneylaw.net

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