

Apr 25 2023

SC Court of Appeals

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April 25, 2023

VIA EMAIL TO ctappfilings@sccourts.org

South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: *Fast Formliners Company v. Construction Resource Group, Inc.*
Appellate Case No.: 2023-000572
HSB No.: 41015.0001

Dear Sir or Madam:

This letter is in response to Catherine Harrison's April 24, 2023 letter in connection with ordering transcripts the above matter. Please find transcript requests and correspondence from counsel for Fast Formliners Company ("Fast Formliners") in the attachment. Fast Formliners filed and served its Notice of Appeal on March 27, 2023. Its transcript requests of April 5, 2023 and correspondence of April 6, 2023 were, therefore, ordered by the deadline provided in Rule 207 of the SCACR.

Thank you for your assistance in this matter. Please do not hesitate to contact me should you have any questions or concerns.

Sincerely yours,



Paula R. Lollis,
Paralegal

:prl
Enclosures

cc (w/enclosures): South Carolina Office of Court Administration
(Via email to transcripts@sccourts.org)

Matthew Elliott Cox, Esq.
(Via email to mecox@smithcurrie.com and asilldorff@smithcurrie.com)

From: Bailey, Kimberly
Sent: Wednesday, April 5, 2023 2:28 PM
To: 'transcripts@sccourts.org'
Subject: Transcript Request Form
Attachments: DM 7383476-v3 Transcript Request Form.DOCX

Good afternoon,

Attached please find a Transcript Request Form re 2019-CP-44-00002 for the trial held on 8/15/22-8/17/22 before Judge Daniel D. Hall.

Please contact me with any questions you may have.

Thank you,

Kim Bailey



Kimberly W. Bailey | Paralegal
Direct 864.240.3332 | kbailey@hsblawfirm.com

Haynsworth Sinkler Boyd, P.A.
ONE North Main, 2nd Floor | Greenville, SC 29601
Main 864.240.3200 | Fax 864.240.3300

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Transcript Request Form

Pursuant to Rule 207 and 607 of the South Carolina Appellate Court Rules, the transcribed paper copy is the official record of court proceedings. You may request a transcript by completing this form and emailing it to the Court Reporter and to South Carolina Court Administration at transcripts@sccourts.org. Click here for instructions on how to find the court reporter's email and mailing addresses. Once the court reporter receives your request, it will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to **any** party. Please send by mail a money order or certified bank check to the court reporter in order to obtain the transcript. Some court reporters may accept personal checks. Please check with the court reporter to see if this option is available. Once your request is received, you will receive a copy of this form with the bottom portion completed. Please promptly submit your payment in order for the transcript to be provided. If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.

Requestor's Information			
Full Name <u>Christopher B. Major, Esq.</u>		Phone Number <u>864.240.3200</u>	Email Address <u>cmajor@hsblawfirm.com</u>
Mailing Address <u>PO Box 2048</u>		City <u>Greenville</u>	State <u>SC</u>
Zip Code <u>29602</u>			
Transcript Information			
Docket Number <u>2019CP4400002</u>		Case Caption (i.e. State v. John Doe or Smith v. Smith) <u>Fast Formliners Company v. Construction Resource Group</u>	
Date(s) of Proceeding <u>8/15/22-8/17/22</u>		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>	County <u>Union</u>
Presiding Judge <u>Daniel D. Hall</u>		Expedited Yes <input type="checkbox"/> No <input type="checkbox"/>	
Court Reporter(s) <u>Felicia Smith</u>		Opposing Counsel <u>Matthew Cox</u>	

Requestor's Signature: s/ Christopher B. Major
(Typed name will serve as signature)

Date: April 5, 2023

Note: If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter.

For Court Reporter Use Only			
Full Name _____		Date Received _____	Email Address _____
Notice of Estimate to Requestor Party Date: _____ Number of Pages: _____ Estimated Amount _____			
Mailing Address for Payment _____		City _____	State _____
		Zip Code _____	

From: Bailey, Kimberly
Sent: Wednesday, April 5, 2023 2:22 PM
To: 'transcripts@sccourts.org'
Subject: Transcript Request Form
Attachments: DM 7383476-v2 Transcript Request Form.DOCX

Good afternoon,

Attached please find a Transcript Request Form re 2019-CP-44-00002 for hearings held on 9/19/22 and 2/22/23 before Judge Daniel D. Hall.

Please contact me with any questions you may have.

Thank you,

Kim Bailey



Kimberly W. Bailey | Paralegal
Direct 864.240.3332 | kbailey@hsblawfirm.com
Haynsworth Sinkler Boyd, P.A.
ONE North Main, 2nd Floor | Greenville, SC 29601
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Requestor's Information			
Full Name <u>Christopher B. Major, Esq.</u>		Phone Number <u>864.240.3200</u>	Email Address <u>cmajor@hsblawfirm.com</u>
Mailing Address <u>PO Box 2048</u>		City <u>Greenville</u>	State <u>SC</u>
Zip Code <u>29602</u>			
Transcript Information			
Docket Number <u>2019CP4400002</u>		Case Caption (i.e. State v. John Doe or Smith v. Smith) <u>Fast Formliners Company v. Construction Resource Group</u>	
Date(s) of Proceeding <u>9/19/22 and 2/22/23</u>		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>	County <u>Union</u>
Presiding Judge <u>Daniel D. Hall</u>		Expedited Yes <input type="checkbox"/> No <input type="checkbox"/>	
Court Reporter(s) <u>Felicia Smith</u>		Opposing Counsel <u>Matthew Cox</u>	

Requestor's Signature: s/ Christopher B. Major
(Typed name will serve as signature)

Date: April 5, 2023

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For Court Reporter Use Only			
Full Name _____		Date Received _____	Email Address _____
Notice of Estimate to Requestor Party Date: _____ Number of Pages: _____ Estimated Amount _____			
Mailing Address for Payment _____		City _____	State _____
		Zip Code _____	

From: Bailey, Kimberly
Sent: Thursday, April 6, 2023 10:08 AM
To: 'Transcripts'
Subject: RE: Transcript Request Form
Attachments: DM 7649542-v1 Exhibit A - Notice of Appeal.PDF

Good morning – I believe he heard the Plaintiff’s Motion for Attorney’s Fees and Defendants’ Motion for New Trial in Union County . Attached are the Orders entered by Judge Hall.

Let me know if you need any additional information.

Kim



Kimberly W. Bailey | Paralegal
Direct 864.240.3332 | kbailey@hsblawfirm.com

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ONE North Main, 2nd Floor | Greenville, SC 29601
Main 864.240.3200 | Fax 864.240.3300

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From: Transcripts <transcripts@sccourts.org>
Sent: Wednesday, April 5, 2023 3:53 PM
To: Bailey, Kimberly <kbailey@hsblawfirm.com>; Transcripts <transcripts@sccourts.org>
Subject: RE: Transcript Request Form

Good afternoon,

Please verify the date, judge, and county for the first hearing as Judge Hall was not assigned to York County on September 19, 2022.

From: Bailey, Kimberly <kbailey@hsblawfirm.com>
Sent: Wednesday, April 5, 2023 2:22 PM
To: Transcripts <transcripts@sccourts.org>
Subject: Transcript Request Form

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Good afternoon,

Attached please find a Transcript Request Form re 2019-CP-44-00002 for hearings held on 9/19/22 and 2/22/23 before Judge Daniel D. Hall.

Please contact me with any questions you may have.

Thank you,

Kim Bailey



Kimberly W. Bailey | Paralegal

Direct 864.240.3332 | kbailey@hsblawfirm.com

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# Exhibit A

FORM 4

STATE OF SOUTH CAROLINA  
COUNTY OF Union  
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2019CP4400002

Fast Formliners Company  
PLAINTIFF(S)

Construction Resource Group, Inc.  
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order (formal order to follow)  Statement of Judgment by the Court:

After careful consideration, the court rules that:  
  
Defendant/Counterclaim Plaintiff Construction Resource Group, Inc.'s Motion for New Trial or in the Alternative to Alter or Ament the Judgment is DENIED.  
  
Plaintiff's Motion For Attorney's Fees, Costs and Interest is DENIED>

ORDER INFORMATION

This order  ends  does not end the case.  See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 09/22/2022 .

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

**Court Reporter:**

**E-Filing Note:** The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

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Union Common Pleas

**Case Caption:** Fast Formliners Company VS Construction Resource Group, Inc.  
**Case Number:** 2019CP4400002  
**Type:** Order/Electronic Form 4

So Ordered

s/Daniel D. Hall 2753