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Jun 22 2023

SC Court of Appeals

BYBEE & TIBBALS

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Mount Pleasant, SC 29464

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June 22, 2023

**VIA E-MAIL ONLY**

Circuit Court WebEx  
1220 Senate St., Suite 200  
Columbia, SC 29201  
[transcripts@sccourts.org](mailto:transcripts@sccourts.org)

**RE: *Justin O'Toole Lucey v. The Town of Mount Pleasant, South Carolina, and WIN515, LLC***  
**Charleston County Circuit Court (No. 2022-CP-10-3328)**  
**Hearing Date: January 27, 2023**

Dear Sir/Madame:

Pursuant to SCACR 207, enclosed please find a request for a hearing transcript for a hearing in connection with the above matter. Please advise if you require anything further.

By copy of this letter, all opposing parties, Court Administration and the clerk of the appellate court, are informed of this request.

Kindly,



Caroline C. McLaughlin, Paralegal

Enclosure

cc (via email only, w/ encl.): Ross A. Appel, Esq.  
Brian L. Quisenberry, Esq.  
Evan P. Williams, Esq.

Forrest W. Lewis, Esq.  
Zachary M. Kern, Esq.  
Jeffrey S. Tibbals, Sr., Esq.

South Carolina Court Administration  
Jenny Abbott Kitchings, Clerk of Court, Court of Appeals



# South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

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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/Transcriptionist and to South Carolina Court Administration at [transcripts@sccourts.org](mailto:transcripts@sccourts.org). If WebEx or DCRP were used to capture the record, please indicate below and send the form to [transcripts@sccourts.org](mailto:transcripts@sccourts.org).

Requestor's Information			
<b>Full Name</b> Evan Patrick Williams		<b>Law Firm/Agency</b> Bybee & Tibbals, LLC	
<b>Email Address</b> ewilliams@bybeetibbals.com		<b>Phone Number</b> 843-881-1623	
<b>Mailing Address</b> Bybee & Tibbals, LLC 735 Johnnie Dodds Blvd., Suite 104 Mount Pleasant, SC 29464			
Is the requestor a party in the case? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If no, does the requestor represent a party? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party Justin O'Toole Lucey			
Transcript Information			
<b>Docket Number</b> 2022-CP-10-03328		<b>Full Case Caption</b> (i.e. State v. John Doe or John Smith v. Jane Smith) Justin O'Toole Lucey v. The Town of Mount Pleasant, South Carolina, and WIN515, LLC	
<b>Date(s) of Proceeding:</b> January 27, 2023		<b>County:</b> Charleston	
<b>Presiding Judge:</b> Judge R. Keith Kelly		<b>Appeal pending</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<b>Opposing Counsel(s)</b> (name and email address): Ross A. Appel <a href="mailto:ross@mklawsc.com">ross@mklawsc.com</a> Forrest W. Lewis <a href="mailto:forrest@mklawsc.com">forrest@mklawsc.com</a> Brian L. Quisenberry <a href="mailto:bquisenberry@vclaw.com">bquisenberry@vclaw.com</a> Zachary M. Kern <a href="mailto:zkern@vclaw.com">zkern@vclaw.com</a>		<b>Death Penalty</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>Court Reporter(s)</b>		<b>Special Circumstances</b> Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
<b>Portion of proceeding to be transcribed</b> <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		<b>Delivery Timeframe</b> (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input type="checkbox"/> Daily delivery <input type="checkbox"/> Expedited delivery (7 days) Due on/before: _____ <input checked="" type="checkbox"/> Regular delivery (60 days)	
<b>Next Hearing Date</b> _____		<b>Delivery Method</b> (additional fees may apply) <input checked="" type="checkbox"/> PDF / Email <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
		<b>Responsible Payor</b> <input checked="" type="checkbox"/> Private / Self <input type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other _____	

Requestor's Signature: s/ Evan Patrick Williams

Date: June 22, 2023

(Typed name will serve as signature)

**NOTE:** Requests 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, regardless of indigent status. Please promptly submit your payment in the method of payment requested, in order for the transcript to be produced. In some cases, a deposit may be required before the transcript can be placed in the production queue. You may also request a quote before deciding to order. *If you need to cancel the transcript request for any reason, you are responsible for paying for the*



# South Carolina Judicial Branch

## TRANSCRIPT REQUEST FORM

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*pages of the transcript that have already been completed at the time of the cancellation.*

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 or transcriptionist.