



JAMES B. HOOD
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July 13, 2023

RECEIVED
Jul 13 2023
SC Court of Appeals

Via E-Mail

The Honorable Jenny Abbott Kitchings
ctappfilings@sccourts.org
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Town of Sullivan's Island v. Nathan Bluestein and Theodore Albenesius, III
Appeal from Charleston County, Case No. 2022-CP-10-00846
Appellate Case No. 2023-001082
HLF File No. 805.001

Dear Ms. Kitchings:

In follow up to the Notice of Appeal filed on behalf of Appellants/Defendants, Nathan Bluestein and Theodore Albenesius, III, enclosed is a duplicate copy of the Request for Transcript dated June 15, 2023 and the June 30, 2023 email from the Court Reporter confirming receipt of the request. Also attached is the email from the Court reporter submitting the transcript. We received the electronic copy of the transcript on July 10, 2023, making our initial brief and designations due on August 9, 2023.

Also, in response to your deficiency letter of July 7, 2023, I am also attaching a copy of the email serving the Notice of Appeal.

By copy of this letter, I am serving all parties and Court Administration.

Kind regards,

Yours truly,

/s/ James B. Hood

James B. Hood

JBH/mde
Enclosures
cc [*Via E-Mail*]:

William W. Wilkins, Esquire/Clarence R. Turner, IV, Esquire
Alexandra H. Austin, Esquire
Transcripts@sccourts.org



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

RECEIVED

Jul 13 2023

SC Court of Appeals

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. If WebEx or DCRP were used to capture the record, please indicate below and send the form to transcripts@sccourts.org.

Requestor's Information			
Full Name Virginia Floyd	Law Firm/Agency Hood Law Firm	Phone Number 843-577-1213	
Email Address Virginia.floyd@hoodlaw.com		Mailing Address 172 Meeting Street, Charleston SC 29401	
Is the requestor a party in the case? <input checked="" type="checkbox"/> Yes <input 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 Nathan Bluestein and Theodore Albenesius, III			
Transcript Information			
Docket Number 2022-CP-10-00846	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) Town of Sullivan's Island v. Nathan Bluestein & Theodore Albenesius III		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>
Date(s) of Proceeding 09/22/2022	County Charleston	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Death Penalty <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Presiding Judge Honorable Jennifer B. McCoy		Special Circumstances 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.	
Opposing Counsel(s) (name and email address) Alexandra H. Austin (SC #102646) AAustin@nexsenpruet.com William W. Wilkins (SC #6112) Bwilkins@nexsenpruet.com Clarence R. Turner, IV (SC #104766) CTurner@nexsenpruet.com Lawrence A. Dodds, Jr., Esquire ldodds@doddsandhennessy.com			
Court Reporter(s) Caressa Johnson, DCRP	<input type="checkbox"/> WebEx <input type="checkbox"/> DCRP	Delivery Timeframe (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 checked="" type="checkbox"/> Expedited delivery (7 days) Due on/before: 6/26/23 <input type="checkbox"/> Regular delivery (60 days)	
Portion of proceeding to be transcribed <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		Delivery Method (additional fees may apply) <input type="checkbox"/> PDF / Email <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
		Responsible Payor <input type="checkbox"/> Private / Self <input type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other _____	
Next Hearing Date _____			

Requestor's Signature: _____ Virginia Rogers Floyd _____ Date: 6/15/23 _____
(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



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

deciding to order. *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.*

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.

Melanie Hall

From: Virginia Floyd
Sent: Monday, July 3, 2023 8:25 AM
To: Fisher, Bobbi
Cc: Transcripts; Monique D. Grant
Subject: RE: Transcript Request Received - Town of SI v. Bluestein & Albenesius

Hello Ms. Fisher,

Thanks so much for reaching out. Yes, we do still need this transcript and respectfully request that it is expedited. If you have any further questions on this please let us know.

Thanks so much,
Virginia

From: Fisher, Bobbi <bfisher@sccourts.org>
Sent: Friday, June 30, 2023 8:19 PM
To: Virginia Floyd <virginia.floyd@hoodlaw.com>
Cc: Transcripts <transcripts@sccourts.org>
Subject: Transcript Request Received - Town of SI v. Bluestein & Albenesius

I have received your transcript request today in the matter of Town of Sullivan's Island vs. Bluestein and Albenesius (9/22/22; Charleston/Judge McCoy).

I note that you needed the transcript on or by 6/26/23. Did you still need to order the transcript?

Bobbi Fisher, RPR



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**From:** Fisher, Bobbi <bfisher@sccourts.org>  
**Sent:** Monday, July 10, 2023 9:07 PM  
**To:** Virginia Floyd <virginia.floyd@hoodlaw.com>  
**Cc:** Transcripts <transcripts@sccourts.org>  
**Subject:** Transcript: 9-22-22 Town of Sullivan's Island v Bluestein

Attached, please find the transcript in the following matter:

(DCRP)  
Town of Sullivan's Island v. Bluestein  
2022-CP-10-00846  
9/22/22  
Charleston CP/McCoy

Thank you kindly,

*Bobbi Fisher, RPR*



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REPORTER



*South Carolina Official Court Reporter III  
Certified SC Digital Court Reporter/Transcriber (Top Dog Transcripts)*

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Melanie Hall

From: Stephanie Chickey
Sent: Wednesday, July 5, 2023 11:20 AM
To: Bwilkins@nexsenpruet.com; CTurner@nexsenpruet.com; AAustin@nexsenpruet.com
Cc: Jamie Hood; Virginia Floyd; Julie Dunn
Subject: Town of Sullivan's Island v. Nathan Bluestein and Theodore Albenesius, III
Attachments: TOSI v. Bluestein & Albenesius, Ltr to Clerk NOA.pdf; TOSI v. Bluestein & Albenesius, NOA.pdf; TOSI v. Bluestein & Albenesius, NOA Attach 1.pdf; TOSI v. Bluestein & Albenesius, NOA Attach 2.pdf

Stephanie Chickey
Legal Secretary
Stephanie.Chickey@hoodlaw.com



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