

From: [Jeff Tibbals](#)
To: [Ross Appel](#); [Holmes, Tammie](#); [Caroline McLaughlin](#); [Court Of Appeals Filings](#); [Transcripts](#)
Cc: ["bquisenberry@ycrlaw.com"](#); ["zkern@ycrlaw.com"](#); [Evan Williams](#); [Elliott Jones](#); [Whitney Moore](#)
Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)
Date: Wednesday, September 13, 2023 4:52:47 PM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

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

Our office has not received the transcript, nor notice that it had been completed, until Ms. Holmes' email below.

We will follow up with the court reporter.

From: Jeff Tibbals
Sent: Wednesday, September 13, 2023 4:34 PM
To: Ross Appel <ross@mklawsc.com>; Holmes, Tammie <tholmes@sccourts.org>; Caroline McLaughlin <cmclaughlin@bybeetibbals.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>
Cc: 'bquisenberry@ycrlaw.com' <bquisenberry@ycrlaw.com>; 'zkern@ycrlaw.com' <zkern@ycrlaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>
Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

I have not seen it nor was aware it has been completed. Checking with others to see if we have received.

From: Ross Appel <ross@mklawsc.com>
Sent: Wednesday, September 13, 2023 3:59 PM
To: Holmes, Tammie <tholmes@sccourts.org>; Caroline McLaughlin <cmclaughlin@bybeetibbals.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>
Cc: 'bquisenberry@ycrlaw.com' <bquisenberry@ycrlaw.com>; 'zkern@ycrlaw.com' <zkern@ycrlaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>
Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

Thanks for the update.

Jeff, have you received the transcript? If so, can we please have a copy as well as the Town?

Thanks,



Ross Appel
Attorney, McCullough ■ Khan ■ Appel

O: (843) 937-0400 | D: [\(843\) 937-9798](tel:(843)937-9798) | F: (843) 937-0706

E: ross@mklawsc.com | [W: www.mklawsc.com](http://www.mklawsc.com)

A: 2036 eWall Street, Mount Pleasant, SC 29464



THE INFORMATION CONTAINED IN THIS COMMUNICATION IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CONTACT ME. THANK YOU.

From: Holmes, Tammie <tholmes@sccourts.org>

Sent: Wednesday, September 13, 2023 3:53 PM

To: Ross Appel <ross@mklawsc.com>; Caroline McLaughlin <cmclaughlin@bybeetibbals.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>

Cc: 'bquisenberry@yclaw.com' <bquisenberry@yclaw.com>; 'zkern@yclaw.com' <zkern@yclaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>

Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

Good afternoon Mr. Appel.

According to my records the above referenced transcript was completed on September 8, 2023.

Thank you.

Tammie M. Holmes
Court Reporter Manager
South Carolina Judicial Branch
1220 Senate Street, Ste. 200
Columbia, SC 29201
tholmes@sccourts.org
803-734-1825

From: Ross Appel <ross@mklawsc.com>

Sent: Wednesday, September 13, 2023 11:23 AM

To: Caroline McLaughlin <cmclaughlin@bybeetibbals.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>; Holmes, Tammie <tholmes@sccourts.org>

Cc: 'bquisenberry@yclaw.com' <bquisenberry@yclaw.com>; 'zkern@yclaw.com' <zkern@yclaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>

Subject: Re: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

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

Good morning, everyone.

Our firm represents respondent WIN515, LLC.

I am reaching to see if there is an update on the transcript in this matter. The notice of appeal was filed back on June 20th, and to my knowledge we still do not have a transcript. The hearing on this matter was only about 30 minutes at best. Please provide an update, as this is delaying this appeal and that is working a substantial hardship on my clients who were the prevailing party before the DRB and the circuit court.

Thanks,



Ross Appel
Attorney, McCullough ■ Khan ■ Appel

O: (843) 937-0400 | D: [\(843\) 937-9798](tel:(843)937-9798) | F: (843) 937-0706
E: ross@mklawsc.com | [W: www.mklawsc.com](http://www.mklawsc.com)
A: 2036 eWall Street, Mount Pleasant, SC 29464



THE INFORMATION CONTAINED IN THIS COMMUNICATION IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CONTACT ME. THANK YOU.

From: Caroline McLaughlin <cmclaughlin@bybeetibbals.com>

Date: Tuesday, August 22, 2023 at 12:23 PM

To: 'Court Of Appeals Filings' <ctappfilings@sccourts.org>, Transcripts <transcripts@sccourts.org>, Holmes, Tammie <tholmes@sccourts.org>

Cc: Ross Appel <ross@mklawsc.com>, 'bquisenberry@ycrlaw.com' <bquisenberry@ycrlaw.com>, 'zkern@ycrlaw.com' <zkern@ycrlaw.com>, Evan Williams <ewilliams@bybeetibbals.com>, Jeff Tibbals <jst@bybeetibbals.com>, Elliott Jones <ejones@bybeetibbals.com>, Whitney Moore <wmoore@bybeetibbals.com>

Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

You don't often get email from cmclaughlin@bybeetibbals.com. [Learn why this is important](#)

Dear All:

The July 28, 2023 email attachment was not included in the original correspondence this morning.

Please see the complete correspondence and appropriate attachments. I apologize for any inconvenience this may have caused.

Thank you,
Caroline

From: Court Of Appeals Filings <ctappfilings@sccourts.org>
Sent: Tuesday, August 22, 2023 11:46 AM
To: Caroline McLaughlin <cmclaughlin@bybeetibbals.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>; Holmes, Tammie <tholmes@sccourts.org>
Cc: 'ross@mklawsc.com' <ross@mklawsc.com>; 'bquisenberry@ycrlaw.com' <bquisenberry@ycrlaw.com>; 'zkern@ycrlaw.com' <zkern@ycrlaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>
Subject: RE: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Caroline McLaughlin <cmclaughlin@bybeetibbals.com>
Sent: Tuesday, August 22, 2023 11:43 AM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Transcripts <transcripts@sccourts.org>; Holmes, Tammie <tholmes@sccourts.org>
Cc: 'ross@mklawsc.com' <ross@mklawsc.com>; 'bquisenberry@ycrlaw.com' <bquisenberry@ycrlaw.com>; 'zkern@ycrlaw.com' <zkern@ycrlaw.com>; Evan Williams <ewilliams@bybeetibbals.com>; Jeff Tibbals <jst@bybeetibbals.com>; Elliott Jones <ejones@bybeetibbals.com>; Whitney Moore <wmoore@bybeetibbals.com>
Subject: Justin O'Toole Lucey v. The Town of Mount Pleasant, et al. (2022-CP-10-3328)

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

Dear All:

Please see attached correspondence regarding the above matter. Please advise if you have any questions.

Kindly,
Caroline C. McLaughlin
Paralegal & Firm Administrator
735 Johnnie Dodds Blvd. Suite 104, Mt. Pleasant, SC 29464

O: 843-881-1623 E: cmclaughlin@bybeetibbals.com

BYBEE & TIBBALS
EMINENT DOMAIN & PROPERTY
RIGHTS LITIGATION

*** CONFIDENTIAL COMMUNICATION *** The information contained in this e-mail message may be attorney-client privileged, attorney work product, or strictly confidential information. If the reader of this message is not the intended recipient, you are hereby notified that any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and permanently delete the e-mail.

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.