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Dec 15 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY  
Court of Common Pleas

Hon. Donald B. Hocker, Circuit Court Judge

C.A. No.: 2020-CP-36-00382  
Appellate Case No. 2023-001623

Jefferson Davis, Jr. ....Appellant,

v.

Chad Connelly, Dave Wilson, Steven Kirkland, Tom Persons, Neil Mellen, E3 Software, LLC,  
Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40  
..... Respondents.

**APPELLANT’S MOTION TO ORDER TRANSCRIPT OUTSIDE FILING DEADLINE**

*Pro Se* Appellant hereby moves to relax the deadline for ordering the two transcripts in this matter outside the filing deadlines set by Rule 207 of the South Carolina Appellate Court Rules. The two court hearings in this matter were conducted via Webex given the then current COVID-19 Emergency. Upon further research it was determined that these Webex hearings do not have a court reporter present and as such it is impossible to “find” a court reporter as per the previous process.

The Clerk of Court issued a Notice of Deficiency on December 5<sup>th</sup>, 2023, (ATTACHED) and upon receipt and being informed of the “new” system and “new” form to order Webex hearing transcripts, Appellant immediately ordered said transcripts on December 7<sup>th</sup>, 2023, via Court Administration and filed his Letter on December 15<sup>th</sup>, 2023. SEE ATTACHED.

*Pro Se* Appellant has completed the necessary requirements. I apologize for lack of knowledge of this “new” process and “new” form for requesting and submitting transcripts, but I am coming with clean hands requesting this Honorable Appellate Court to grant permission for ordering the transcripts outside the filing deadline.

A handwritten signature in blue ink, appearing to read 'J.D.', with a stylized flourish at the end.

Date: December 15<sup>th</sup>, 2023

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Jefferson Davis, Jr., Appellant  
403 McCarter Avenue  
Greenville, SC 29615  
843-901-8036 (cell)  
*jeff@apogeetax.com*



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

December 05, 2023

Jefferson Davis, Jr.  
2505 Wade Hampton Blvd.  
Greenville SC 29615

Re: Jefferson Davis, Jr. v. Chad Connelly (2)  
Appellate Case No. 2023-001623

Dear Mr. Davis:

Our records reflect that the time for ordering the transcript has expired. Within ten days of the date of this letter, you must file a copy of the letter showing that you have timely ordered the transcript from the court reporter. If you have not timely ordered the transcript, you must serve and file a motion requesting permission to order the transcript outside of the filing deadlines set by Rule 207 of the SCACR, along with a copy of your letter addressed to the court reporter.

Be sure to copy the Court, the Office of Court Administration and opposing counsel with all correspondence concerning the transcript. The address for Court Administration is as follows:

South Carolina Office of Court Administration  
1220 Senate Street, Suite 200  
Columbia, SC 29201

You must advise the Court of the status of the transcript within ten (10) days of the date of this letter, or your appeal will be dismissed.

Very truly yours,

A handwritten signature in blue ink that reads "Jenny A. Kitzler". The signature is written in a cursive, flowing style.

CLERK

cc: M. Dawes Cooke, Jr., Esquire  
Justin Paul Novak, Esquire  
Douglas Walker MacKelcan, III, Esquire  
Jessica Elizabeth Kinard, Esquire  
Benjamin Terrell Coppage, Esquire

December 15, 2023

**Via Email Only ([ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org))**

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

**RE: Jefferson Davis, Jr. v. Chad Connelly (2)**  
Appellate Case No. 2023-001623  
C.A. NO.: 2020-CP-36-00382 (Newberry)

Dear Ms. Kitchings:

Enclosed please find for filing a copy of the requests for the two transcripts in the above referenced matter.

I have also served this filing on Respondent only via email (*cc'd hereon*) pursuant to Orders from the Supreme Court of South Carolina. It appears service by email is still preferred due to the Coronavirus Emergency. If anything has changed, or if this does not comply with the rules, please let me know.

Thank you for your assistance. If you have any questions, please feel free to email me at [jeff@apogeetax.com](mailto:jeff@apogeetax.com) or give me a call at 843-901-8036 (cell).

Sincerely,



Jeff Davis, JD, MBA, CPA(GA),  
Appellant

cc: M. Dawes Cook, Jr., Esq. ([mdc@barnwell-whaley.com](mailto:mdc@barnwell-whaley.com)) (*via email only*)  
Justin Paul Novak, Esq. ([jnovak@barnwell-whaley.com](mailto:jnovak@barnwell-whaley.com)) (*via email only*)  
Douglas Walker MacKelcan, III ([dmackelcan@cskl.law](mailto:dmackelcan@cskl.law)) (*via email only*)  
Skyler C. Wilson ([swilson@cskl.law](mailto:swilson@cskl.law)) (*via email only*)  
Jessica E. Kinard, Esq., ([jessica.kinard@columbiasc.gov](mailto:jessica.kinard@columbiasc.gov)) (*via email only*)  
J.D. Bryan, Esq. ([jdbryan@lowcountry.com](mailto:jdbryan@lowcountry.com)) (*via email only*)

Benjamin T. Coppage, Esq. (*ben@coppagelawfirm.com*) (*via email only*)  
Geoffrey Kelly Chambers, Esquire (*via email only*)  
*geoffrey@cperlgroup.com & g.k.chambers@gmail.com*



# South Carolina Judicial Branch

## 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/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> Jeff Davis	<b>Law Firm/Agency</b> Self / Pro-Se	<b>Phone Number</b> 843-901-8036 (cell)	
<b>Email Address</b> jeff@apogeetax.com		<b>Mailing Address</b> 2505 Wade Hampton Blvd, Greenville, SC 29615	
<b>Is the requestor a party in the case?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
<b>If no, does the requestor represent a party?</b> <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party			
Transcript Information			
<b>Docket Number</b> 2020-CP-36-00382	<b>Full Case Caption</b> (i.e. State v. John Doe or John Smith v. Jane Smith) Davis v. Connelly, Wilson, Kirkland, et al. (SEE ATTACHED)		<b>Circuit</b> <input checked="" type="checkbox"/> <b>Family</b> <input type="checkbox"/>
<b>Date(s) of Proceeding</b> 2/12/2021 & 10/07/2021	<b>County</b> NEWBERRY	<b>Appeal pending</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Death Penalty</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Presiding Judge</b> Donald B. Hocker		<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>Opposing Counsel(s)</b> (name and email address) (SEE ATTACHED)		<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) <b>Due on/before:</b> <input checked="" type="checkbox"/> Regular delivery (60 days)	
<b>Court Reporter(s)</b> WebEx - apparently none	<input checked="" type="checkbox"/> <b>WebEx</b> <input type="checkbox"/> <b>DCRP</b>		
<b>Portion of proceeding to be transcribed</b> <input checked="" type="checkbox"/> Entire hearing <i>Both -00382 &amp; -00384 hearings</i> <input type="checkbox"/> Voir dire by juror <i>held at the same time in the same WebEx. Both on appeal.</i> <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) <b>W:</b> _ <b>A:</b> <input type="checkbox"/> Ruling of the court		<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 <i>Appeals Attorney</i> <i>Email</i> <input type="checkbox"/> Other	
<b>Next Hearing Date</b> 2/12/2021 & 10/07/2021 - both hearings on WebEx for both cases which are on appeal.			

**Requestor's Signature:** Jeff Davis **Date:** 12/07/2023  
(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 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.

STATE OF SOUTH CAROLINA  
COUNTY OF NEWBERRY

) IN THE COURT OF COMMON PLEAS  
) EIGHTH JUDICIAL CIRCUIT

Jefferson Davis, Jr.,

) C.A. NO. 2020-CP-36-00382

Plaintiff,

vs.

Chad Connelly, Dave Wilson, Steven Kirkland,  
Tom Persons, Neil Mellen, E3 Software, LLC,  
Endurance International Group Holdings, Inc.,  
John Doe #1, John Doe #2 & John Does 3-40,

Defendants.

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**OPPOSING COUNSEL:** M. Dawes Cooke, Jr., Esq  
*mdc@barnwell-whaley.com*

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*dmackelcan@cskl.law*

Skyler C. Wilson  
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Jessica E. Kinard, Esq.  
*jessica.kinard@columbiasc.gov*

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Benjamin T. Coppage, Esq.  
*ben@coppagelawfirm.com*

Geoffrey Chambers, Esq.  
*geoffrey@cperlgroup.com*  
*g.k.chambers@gmail.com*

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## RE: Transcript Request (2 cases on appeal)

1 message

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Jeff Davis <jeff@apogeetax.com>

Thu, Dec 7, 2023 at 1:09 PM

To: transcripts@sccourts.org

Cc: Jeff Davis <jeff@apogeetax.com>, "jeff@apogeelaw.com" <jeff@apogeelaw.com>

RE: Transcript Request  
> 2020-CP-36-00382  
> 2020-CP-36-00384

Hello,

I have the two above cases that I am appealing from Newberry Court of Common Pleas. There were only two hearings in each case (02/12/2021 & 10/07/2021) and both were held via WebEx at the same time.

I understand now that there was no Court Reporter and that I am only to send the attached requests to your attention. Please advise if this is not the case.

Do know that each hearing, in each case, was held on the same WebEx. We need the transcripts from both.

Please advise as to next steps or any misunderstanding ... and if any payment / deposit is needed.

Thank you,

Jeff Davis, Esq. / Pro-Se Plaintiff  
843-901-8036 (cell)

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**Jeff Davis, JD, MBA, CPA(GA)**

Office: 2505 Wade Hampton Blvd. | Greenville, SC 29615

Home: 403 McCarter Avenue | Greenville, SC 29615

843-901-8036 (cell) | 866-501-7471 (fax) | [jeff@apogeetax.com](mailto:jeff@apogeetax.com)


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**IRS CIRCULAR 230 NOTICE:** To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (1) avoiding penalties under the Internal Revenue Code or (2) promoting, marketing, or recommending to another party any transaction or matter addressed in this communication or attachment.

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### 2 attachments

 **2023-12-07 - SCCA800 - Case JDF - BOTH Hearings.pdf**  
238K

 **2023-12-07 - SCCA800 - Case SID - BOTH Hearings.pdf**  
227K

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APPEAL FROM NEWBERRY COUNTY  
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Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40  
..... Respondents.

PROOF OF SERVICE

I certify that I have served the **APPELLANT’S MOTION TO ORDER TRANSCRIPT OUTSIDE FILING DEADLINE** on the below named parties via email on **December 15<sup>th</sup>, 2023**.

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**Stephen D. Kirkland, CPA, CMA**

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**John Doe #1 / Anonymous (JeffDavisFIRST.com website)**

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*geoffrey@cperlgroup.com*  
(864) 508-0899  
**Non-Party - Educational Credit for Exceptional Needs  
Children Fund (ECENC Fund, aka Exceptional SC)**



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*jeff@apogeetax.com*  
APPELLANT