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Jan 18 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman, Chief Judge for Administrative Purposes

The Honorable Joseph M. Strickland

The Honorable L. Casey Manning

The Honorable Robert E. Hood

Civil Action No. 2018-CP-40-01318

Best Choice Roofing & Home Improvement, Inc.....Appellant,

v.

Tyler Woods.....Respondent,

**MOTION TO REINSTATE AND
MOTION FOR EXTENSION OF TIME TO REQUEST TRANSCRIPT**

Pursuant to South Carolina Appellate Court Rules Rule 240, Appellant Best Choice Roofing & Home Improvement, Inc. (“Appellant”), by and through the undersigned attorney, respectfully moves this Court for an Order reinstating the case and granting an extension to Appellant to order the transcript. The basis for this motion is that the Court’s email of January 2, 2024 was erroneously missed (presumably being together with the Court’s email of December 29, 2023) and the undersigned attorney was not aware of the deficiency to order the transcript until today, January 18, 2024, upon the Court’s dismissal of the case. To correct the deficiency, Appellant has now requested the April 4, 2022 transcript (as the transcripts for the January 30,

2019 hearing and the transcript for the January 25, 2023 hearing have already been obtained). A copy of the correspondence related to the April 4, 2022 transcript request is attached as “**Exhibit A**”.

Accordingly, for the foregoing reasons, counsel respectfully moves the Court to reinstate the matter.

TOWNES B. JOHNSON III, LLC

/s/ Townes B. Johnson III
Townes B. Johnson III, S.C. Bar # 75412
PO Box 9246
Greenville, S.C. 29604
(864)-757-4899
tjohnson@sc.legal
Attorneys for the Appellant

Greenville, South Carolina

Other Counsel of Record:

Nekki Shutt, S.C. Bar # 8784
Sarah J. M. Cox, Esq.
PO Box 1929
Columbia, SC 29202
(803) 904-7912
Attorneys for the Respondent

Townes Johnson

From: Townes Johnson
Sent: Thursday, January 18, 2024 10:20 PM
To: kkocsis@sccourts.org; Transcripts
Cc: nshutt@burnetteshutt.law; Sarah J.M. Cox (she/her)
Subject: RE: Transcript Request - Best Choice Roofing & Home Improvement, Inc. v. Tyler Woods Case No.: 2018CP4001318

Apologies. I failed to copy Court Administration on the below correspondence.

Townes Johnson

From: Townes Johnson
Sent: Thursday, January 18, 2024 10:15 PM
To: 'kkocsis@sccourts.org' <kkocsis@sccourts.org>
Cc: 'nshutt@burnetteshutt.law' <nshutt@burnetteshutt.law>; Sarah J.M. Cox (she/her) <SCox@burnetteshutt.law>
Subject: Transcript Request - Best Choice Roofing & Home Improvement, Inc. v. Tyler Woods Case No.: 2018CP4001318

Ms. Kocsis:

Attached, please find my transcript request for a hearing held on April 4, 2022.

Please let me know if you need anything else from me regarding same.

Thank you,

Townes Johnson



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. 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 Townes B. Johnson III	Law Firm/Agency Townes B. Johnson III, LLC	Phone Number 864-757-4899	
Email Address tjohnson@sc.legal		Mailing Address P.O. Box 9246, Greenville SC 29604	
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 Best Choice Roofing			
Transcript Information			
Docket Number 2018-CP-40-01318	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) Best Choice Roofing & Home Improvement Inc. vs Tyler Woods	Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>	
Date(s) of Proceeding April 4, 2022	County Richland	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Death Penalty <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Presiding Judge The Honorable L. Casey Manning		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) Nekki Shutt nshutt@burnetteshutt.law ; Sarah J. M. Cox scox@burnetteshutt.law		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 type="checkbox"/> Expedited delivery (7 days) Due on/before: <input checked="" type="checkbox"/> Regular delivery (60 days)	
Court Reporter(s) Karen A. Kocsis	<input type="checkbox"/> WebEx <input type="checkbox"/> DCRP	Delivery Method (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)	
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		Responsible Payor <input checked="" type="checkbox"/> Private / Self <input type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other _____	
Next Hearing Date _____			

Requestor's Signature: /s/ Townes B. Johnson

Date: 1/18/24

(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.

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v.

Tyler Woods.....Respondent,

PROOF OF SERVICE

I certify that I have served the Motion to Reinstate and For Extension of Time to Order Transcript on the above-named Respondent by email on January 18, 2024 addressed to counsel of record as follows:

Nekki Shutt, S.C. Bar # 8784
Sarah J. M. Cox, Esq.
PO Box 1929
Columbia, SC 29202
nshutt@burnetteshutt.law

(signature page to follow)

TOWNES B. JOHNSON III LLC

/s/ Townes B. Johnson III

Townes B. Johnson III, S.C. Bar # 75412

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Greenville, S.C. 29604

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Attorneys for the Appellant

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