

From: [Grimball, Henry](#)
To: [Court Of Appeals Filings](#)
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Subject: Thomas H. Morgan v. John Gilbert // Appellate Case No. 2024-000322
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Attachments: [image634596.png](#)
[image593853.png](#)
[image645375.png](#)
[image600941.png](#)
[Letter to Court of Appeals re transcript 4870-0647-4160 v.1.pdf](#)

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March 26, 2024

Please see my letter to you of March 20, 2024, a copy being attached.

As I stated in that letter, this case is on appeal from an arbitration award. After the award, as counsel for the Defendants [now Appellants], we made a Motion for Reconsideration to the Arbitration Panel, and in conjunction with that Motion, we ordered the transcript of the trial/hearing before the Panel. The Panel denied our Motion.

Appellants then appealed to the Court of Common Pleas, as required by law. All parties had copies of the transcript of record from the trial/hearing before the Panel for that appeal.

Judge Price of the Court of Common Pleas heard our appeal and denied it, which has led the Appellants to appeal to the Court of Appeals.

Attorney Andy Gowder represents the Respondent, and he has just inquired of me as to whether I was going to order the transcript of the hearing before Judge Price. Because there were no witnesses, no sworn testimony, and no new exhibits offered at the hearing before Judge Price, I saw no reason to order the transcript of that hearing. I likened it to not ordering the transcript of a hearing in the Court of Appeals for a subsequent hearing on cert. to the Supreme Court.

Please advise us as to this issue, and if I do in fact need to order the transcript of the hearing before Judge Price, please advise of the deadlines in connection with that.

Yours very truly,

Henry Grimball
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