

THE STATE OF SOUTH CAROLINA

In the Honorable Court of Appeals

Appellate Docket/Case No. 2024-000269

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Jun 14 2024

SC Court of Appeals

**MOTION FOR EXTENSION OF TIME
TO OBTAIN MAGISTRATE COURT HEARING TRANSCRIPT
BEFORE FILING BRIEF WITH RECORD**

Kalishwar Das

Appellant.

v.

York County

Appellee

COMES NOW Kalishwar Das, Pro se Appellant, respectfully moves this Court for an extension of thirty (30) days to obtain magistrate court hearing transcript before filing brief with record, currently due on June 20, 2024. In support of this Motion, Appellant states as follows:

- Newly Discovered Evidence:** Appellant recently became aware that an audio recording of a Magistrate Court hearing, relevant to this case, has not yet been transcribed. This audio recording was provided by the York Circuit Court on demand.
- Transcription Difficulties:** The court transcriptionist has informed Appellant that she cannot transcribe this particular audio as she was not present during the hearing and it falls outside her purview.
- Importance of Transcript:** The aforementioned Magistrate Court hearing is crucial to Appellant's case. The transcript of this hearing is essential for a complete and accurate presentation of the facts and arguments on appeal.

4. **Need for Independent Transcription:** Given the unavailability of the court transcriptionist, Appellant needs to engage an independent transcriber to complete the transcription of the audio recording.
5. **Time Needed for Completion:** Securing a qualified independent transcriber, obtaining the completed transcript, and incorporating it into the Brief will require additional time.
6. **Extension Request:** Therefore, Appellant respectfully requests an extension of thirty (30) days from June 20, 2024, to obtain transcript to file the Brief with Record after that. This extension will allow Appellant to obtain the necessary transcript and ensure the Court has a complete record for review.
7. **No Prejudice:** Granting this extension will not prejudice Appellee as it solely allows Appellant to include a critical piece of evidence in the Brief.

WHEREFORE, Appellant respectfully requests that this Court grant an extension of thirty (30) days to file the Brief with Record.

Respectfully submitted,

Kalishwardas

Dated: June 14, 2024

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Certificate of Service

I certify that on this 14th day of June, 2024, a true and accurate copy of the foregoing “**Motion for Extension of Time**” was served to the defendant through their counsel on record via USPS mail, mailed to:

Todd A. Darwin
Holcombe Bomar, PA
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Spartanburg, SC 29304

Kalishwardas

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June 14, 2024