

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM CHARLESTON COUNTY
Court of General Sessions
The Honorable Allison Lee, CSP Violation Judge
Case No: 2024-001118

The State,

Respondent,

v.

Curtis Lemon,

Appellant.

**MOTION REQUESTING PERMISSION TO ORDER
THE TRANSCRIPT OUTSIDE OF THE FILING
DEADLINES SET BY RULE 207, SCACR**

COMES NOW, Appellant, above named, by and through undersigned counsel, making its petition to relax Rule 207 and request for extension to request the transcript, would show unto this Court:

- I. Appellant's transcript request was due to be filed by July 13, 2024.
- II. Counsel failed to timely request the transcript because they were erroneously advised and believed that a sufficient explanation needed to be provided and accepted by the Court before briefing commenced in a community supervision probation case.
- III. Counsel has since requested the necessary transcripts be delivered expedited.
- IV. Counsel makes this request in good faith and not for the purpose of delay.
- V. Opposing Counsel does not oppose this motion.

WHEREFORE, undersigned counsel respectfully requests this Court grant her motion to relax the transcript request deadlines and permit her permission to request the transcript out of

time. Undersigned counsel will inform this Court immediately when all necessary transcripts are received.

Date: September 18, 2024

/s Chelsey F. Marto
Chelsey F. Marto, Esquire
Attorney for the Applicant
The Law Office of Chelsey F. Marto, LLC
P.O. Box 8795
Columbia, SC, 29201
(864)-404-5583

Other Counsel of Record:
Matthew Buchanan, Esquire
S.C. Dept. of Probation, Parole, and Pardon Services
P.O. Box 207
Columbia, SC, 29202

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PROOF OF SERVICE
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Pursuant to the Supreme Court’s Order “RE: Operation of the Appellate Courts During the Coronavirus Emergency,” dated March 20, 2020, the undersigned hereby certifies a true copy of the motion requesting permission to order the transcript outside of the filing deadlines set by Rule 207, SCACR has been served upon opposing counsel by sending to opposing counsel’s primary e-mail address as listed in the Attorney Information System (AIS):

Matthew Buchanan, Esquire
Matthew.Buchanan@ppp.sc.gov

September 18, 2024

/s Chelsey F. Marto
Chelsey F. Marto, Esquire
Attorney for the Applicant
Bar No. 104191
The Law Office of Chelsey F. Marto, Esquire
P.O. Box 8795
Columbia, SC, 29201
(864)-404-5583

The Law Office of Chelsey F. Marto

September 18, 2024

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Sep 18 2024

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC, 29211
(via ctappfilings@sccourts.org)

RE: Curtis Lemon v. State of South Carolina
Case No: 2024-01118

Dear Ms. Kitchings,

Enclosed please find the motion requesting permission to order the transcript outside of the filing deadlines set by Rule 207, SCACR.

Thank you for your assistance with this matter. If you have any questions or concerns, please do not hesitate to contact my office. My mailing address is PO Box 8795, Columbia, SC, 29201, email is info@chelseymarto.com, and my phone number is (864)-404-5583.

Best,

/s Chelsey F. Marto
Chelsey Marto

CFM
Enclosures
CC: Matthew Buchanan, Esquire