

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

H. Steven DeBerry, IV, Circuit Court Judge

Appellate Case No. 2025-001553

Christina Olson Gecy, Trustee of the Battery Retreat Revocable Trust
dated May 28, 2021, and any amendments thereto, Appellant,

v.

Integra Wharf at Battery Creek, LLC, B. McNeal Partnership, L.P.,
Gasque & Associates, Inc., and Fifth Third Bank, N.A., Defendants,

Of which Integra Wharf at Battery Creek, LLC,
and Gasque & Associates, Inc. are the Respondents.

MOTION TO ALLOW THE LATE ORDERING OF TRANSCRIPT

Appellant Christina Olson Gecy, Trustee of the Battery Retreat Revocable Trust dated May 28, 2021, and any amendments thereto, by and through her undersigned counsel, pursuant to Rule 263(b), SCACR, moves the Court to permit the late ordering of the transcript of the proceedings that are the subject of this appeal. On August 8, 2025, my Paralegal, Stacia M. Poole, called the Beaufort County Clerk of Court's Office to find out the name of the Court Report that covered the Webex hearing before Judge H. Steven DeBerry, IV on 5/20/2025 and she was told that she would have to contact the Judge's Law Clerk to find out that information. On August

8, 2025 my Paralegal, Stacia M. Poole, called Judge DeBerry's Law Clerk to find out the name of the Court Reporter that covered the Webex hearing before Judge H. Steven DeBerry, IV on 5/20/2025 and she was told that we have to talk to Jeffrey Lablanc who is the Supervisor for the Virtual Court Reporters and he would be able to give us that information. For a period from August 8, 2025 through August 19, 2025, my Paralegal, Stacia M. Poole, called Jeffrey Lablanc at (803) 734-1848 and she leave voicemails for him to give her a return telephone call so that we can get the name and telephone number for the Virtual Court Reporter that covered the Webex hearing before Judge H. Steven DeBerry, IV on 5/20/2025 to order a copy of the Transcript, but we never received any return telephone calls from him. On August 20, 2025, I, the undersigned legal counsel herein, called the Clerk's Office for the Court of Appeals at (803) 734-1825 and spoke with Tammy Holmes who is the Virtual Court Reporter Manager and explained to her that we have been leaving messages for Jeffrey Lablanc trying to get the name and telephone number for the Virtual Court Reporter that covered the Webex hearing before Judge H. Steven DeBerry, IV on 5/20/2025 to order a copy of the Transcript and that we have not gotten any return telephone calls from him and that we need to talk to someone who can assist us in ordering a copy of the Transcript. Mrs. Holmes then gave me instructions on how to go online to order the Transcript through the SC Judicial Website. The transcript was ordered by me, the undersigned counsel herein, on August 20, 2025 (See a copy of the Appellant's summarized Transcript Request Form submitted on 8/20/2025 attached hereto as Exhibit "A" and incorporated herein by reference). The notice of appeal was

filed and served on August 1, 2025. Pursuant to Rule 207(a)(1), SCACR, the transcript was ordered nine (9) days out of time, and Appellant now requests that the Court allow the untimely order of the transcript. Respectfully, Appellant believes this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondents.

Respectfully submitted,

A handwritten signature in blue ink that reads "E.W. Bennett, Jr." written in a cursive style.

E.W. BENNETT, JR.
ATTORNEY FOR APPELLANT

September 10, 2025
Walterboro, South Carolina



EW Bennett <bop01ewblawfirm@gmail.com>

Transcript Request for Docket Number 2022CP0702351

Transcripts@sccourts.org <Transcripts@sccourts.org>

Wed, Aug 20, 2025 at 10:32 AM

To: harrydixon@callisontighe.com, mpayne@thepaynelawfirm.com, bop01ewblawfirm@gmail.com

Greetings,

You are receiving this notice and the **summarized Transcript Request shown below** because you are associated with case **Gecy, Christina Olson vs Integra Wharf At Battery.**

Pursuant to Rule 207(a)(1), SCACR, you are being notified that the transcript has been requested on **8/20/2025**. There is no action required.

If you need further assistance, please contact us at transcripts@sccourts.org.

Regards,

Court Administration

Summarized Transcript Request ID: **86660062**

RECEIVED

Sep 05 2025

SC Court of Appeals

Requester Information:

Name: EW Bennett

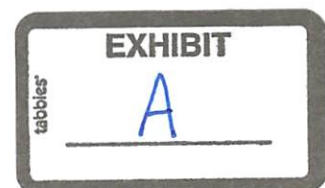
Entity: Law Firm EW Bennett Jr Law Firm

Email: bop01ewblawfirm@gmail.com

Is the requester a party on the case? Yes Attorney for the Plaintiff

Does the requester represent a party? No

Transcript Information:



Docket Number: 2022CP0702351

Court Type: Circuit

County: Beaufort

Case Caption: Gecy, Christina Olson vs Integra Wharf At Battery

Appeal Pending? Court of Appeals

Death Penalty? No

Start Date of Proceeding: 5/20/2025

End Date of Proceeding: 5/20/2025

Presiding Judge: Deberry, H. Steven IV

Court reporter daily assignments:

5/20/2025 (Tuesday): WebEx, Circuit Court

Opposing Counsel and/or other parties information:

(Attorney) Harry Alwyn Dixon

(email): harrydixon@callisontighe.com

(Defendant) Integra Wharf At Battery

(Plaintiff) Christina Olson Gecy

(Plaintiff Attorney) R. Morrison M. Payne

(email): mpayne@thepaynelawfirm.com

(Plaintiff Attorney) Everett W Bennett Jr

(email): bop01ewblawfirm@gmail.com

Next hearing date: *Date not entered*

Portion of proceeding to be transcribed: Entire Hearing

Delivery Information:

Delivery Timeframe: Expedited Delivery (7 days)

Delivery Method: PDF/Email

Delivery Timeframe: Private/Self

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.



**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                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                        |                                                                                                                                                                                                                                                                                                |                                                                           |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|
| Full Name                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                                        | Law Firm/Agency                                                                                                                                                                                                                                                                                | Phone Number                                                              |
| Email Address                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                        | Mailing Address                                                                                                                                                                                                                                                                                |                                                                           |
| Is the requestor a party in the case? <input type="checkbox"/> Yes <input type="checkbox"/> No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                        |                                                                                                                                                                                                                                                                                                |                                                                           |
| If no, does the requestor represent a party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                        |                                                                                                                                                                                                                                                                                                |                                                                           |
| Transcript Information                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                        |                                                                                                                                                                                                                                                                                                |                                                                           |
| Docket Number                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) |                                                                                                                                                                                                                                                                                                | Circuit <input type="checkbox"/><br>Family <input type="checkbox"/>       |
| Date(s) of Proceeding                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | County                                                                 | Appeal pending<br><input type="checkbox"/> Yes <input type="checkbox"/> No                                                                                                                                                                                                                     | Death Penalty<br><input type="checkbox"/> Yes <input type="checkbox"/> No |
| Presiding Judge                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                                                        | Special Circumstances                                                                                                                                                                                                                                                                          |                                                                           |
| Opposing Counsel(s) (name and email address)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                        | Is the hearing to be transcribed one of the following:<br><input type="checkbox"/> Termination of parental rights<br><input type="checkbox"/> Adoption<br><input type="checkbox"/> Any actions involving child custody/visitation.                                                             |                                                                           |
| Court Reporter(s)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input type="checkbox"/> WebEx<br><input type="checkbox"/> DCRP        | Delivery Timeframe<br>(check Rule 607 for current page rates)                                                                                                                                                                                                                                  |                                                                           |
| Portion of proceeding to be transcribed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                        | <input type="checkbox"/> Quote<br><input type="checkbox"/> Rough Draft<br><input type="checkbox"/> Overnight delivery<br><input type="checkbox"/> Daily delivery<br><input type="checkbox"/> Expedited delivery (7 days) Due<br>on/before: <input type="checkbox"/> Regular delivery (60 days) |                                                                           |
| <input type="checkbox"/> Entire hearing<br><input type="checkbox"/> Voir dire by juror<br><input type="checkbox"/> Jury selection<br><input type="checkbox"/> Plaintiff's opening statement<br><input type="checkbox"/> Defendant's opening statement<br><input type="checkbox"/> Plaintiff's closing arguments<br><input type="checkbox"/> Defendant's closing arguments<br><input type="checkbox"/> Entire direct examination<br><input type="checkbox"/> Entire cross examination<br><input type="checkbox"/> Entire redirect<br><input type="checkbox"/> Examination of witness (W) by attorney (A)<br>W: _____<br>A: _____<br><input type="checkbox"/> Ruling of the court |                                                                        | Delivery Method (additional fees may apply)<br><input type="checkbox"/> PDF / Email<br><input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping)<br><input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)                                                          |                                                                           |
| Next Hearing Date                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                        | Responsible Payor<br><input type="checkbox"/> Private / Self<br><input type="checkbox"/> Court Appointed Counsel<br>Appeals Attorney _____<br>Email _____<br><input type="checkbox"/> Other _____                                                                                              |                                                                           |

Requestor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

(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.



# SOUTH CAROLINA JUDICIAL BRANCH

## Transcript Portal

[Contact Support](#)

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.

## Your request has been received

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Your Transcript Request has been received.

Please check your email for confirmation of receipt for your records.

[Return Home](#)

### Important Reminders:

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 cancellation.

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RECEIVED

Sep 10 2025

SC Court of Appeals

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IN THE COURT OF APPEALS

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APPEAL FROM BEAUFORT COUNTY  
COURT OF COMMON PLEAS

H. Steven DeBerry, IV, Circuit Court Judge

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Appellate Case No. 2025-001553

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Christina Olson Gecy, Trustee of the Battery Retreat Revocable Trust  
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**PROOF OF SERVICE**

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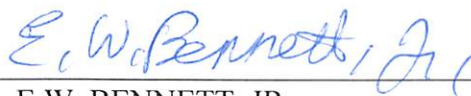
I, E.W. Bennett, Jr., Esquire, Attorney at Law, the undersigned Legal Counsel and Attorney of Record for the Appellant, Christina Olson Gecy, Trustee of the Battery Retreat Revocable Trust Dated May 28, 2021 and any Amendments thereto, do hereby certify that I have served the within **Motion to Allow the Late Ordering of Transcript** on Integra Wharf at Battery Creek, LLC and Gasque & Associates, Inc. as the Respondents herein by depositing on **September 10, 2025** copies of such **Motion to Allow the Late Ordering of Transcript** in the United States Mail at the U.S. Post Office in Walterboro, SC 29488 with sufficient prepaid first class postage affixed thereto addressed to the Legal Counsel and Attorneys of Record for Integra Wharf at Battery Creek, LLC and Gasque & Associates, Inc. as the Respondents herein as to this **Motion to Allow the Late Ordering of Transcript**, as more fully stated and set forth herein below, as follows:

Ainsley F. Tillman, Esquire  
Ian S. Ford, Esquire  
Ford Wallace Thomson, LLC  
715 King Street  
Charleston, SC 29403  
E-Mail Addresses: ainsley.tillman@fordwallace.com and  
ian.ford@fordwallace.com  
Attorneys for the Respondent,  
Integra Wharf at Battery Creek, LLC

Demetri K. Koutrakos, Esquire  
Harry A. Dixon, Esquire  
Callison Tighe & Robinson, LLC  
1812 Lincoln Street, Suite #200 (29201)  
P.O. Box 1392  
Columbia, SC 29202  
E-Mail Addresses: jimkoutrakos@callisontighe.com and  
harrydixon@callisontighe.com  
Attorneys for the Respondent,  
Integra Wharf at Battery Creek, LLC

Roopal S. Ruparelia, Esquire  
Clarke W. DuBose, Esquire  
Samuel Ross Beheler Shealy, Esquire  
Haynsworth Sinkler Boyd, PA  
P.O. Box 11889  
Columbia, SC 29211  
E-Mail Addresses: rruparelia@hsblawfirm.com  
and cdubose@hsblawfirm.com  
Attorneys for the Respondent,  
Integra Wharf at Battery Creek, LLC

Arden D. Lowndes, Esquire  
John P. Norris, Esquire  
Gordon & Rees, LLP  
40 Calhoun Street, Suite 350  
Charleston, SC 29401  
Email addresses: [alowndes@grsm.com](mailto:alowndes@grsm.com) and  
[pnorris@grsm.com](mailto:pnorris@grsm.com)  
Attorneys for the Respondent, Gasque & Associates, Inc.



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E.W. BENNETT, JR.  
ATTORNEY FOR APPELLANT

September 10, 2025  
Walterboro, SC 29488