

MIKELL, WEIDNER, WEGMANN, & HARPER, LLC

"Protecting You, Your Family, & Your Business"

J. Thomas Mikell
Larry W. Weidner, II (SC & PA)
James J. Wegmann (SC & TX)
Frankton L. Harper, II

Mailing Address
Post Office Box 1727
Beaufort, South Carolina 29901

From the Desk of:
James J. Wegmann
wegmannj@beaufortlaw.com
Telephone (843) 521-0004
Fax (843) 521-9390

Mikell Office
14 Professional Village Circle
Beaufort, South Carolina 29907

Weidner, Wegmann, Harper Office
6 Professional Village Circle
Beaufort, South Carolina 29907

November 19th, 2013

V. Claire Allen, Deputy Clerk
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RECEIVED

NOV 20 2013

SC Court of Appeals

Re: Ernest Alvin Timmons, et. al. v. Neil O. Gifford, et. al.
2010166447

Dear Deputy Clerk, V. Claire Allen:

Our office is in receipt of your letter dated November 12th, 2013 regarding the above matter. On October 30th, 2013, the Honorable Carmen T. Mullen held a hearing on the viability of recreating the record of trial. At the hearing, Judge Mullen requested that the parties attempt to provide the Court with their recreation of the testimony from the trial. The attempted recreations were due to Judge Mullen today and have been provided for her review. Judge Mullen stated that she would review the documents submitted and issue a ruling as to whether or not a proper record can be recreated such that the appeal can move forward.

It is my understanding that if Judge Mullen believes that a proper record cannot be recreated, she intends to inform the Court of Appeals of her finding and request the matter be sent back to Common Pleas for immediate rehearing.

Any questions, please don't hesitate to contact me. I thank the Court for your patience in this matter.

With Warmest Regards, I am

Sincerely,



Mikell, Weidner, Wegmann & Harper, LLC
James J. Wegmann

6 Professional Village Circle
Beaufort, South Carolina 29907
(843) 521-0004 [phone]
(843) 521-9390 [fax]
bcaufortlawre@embarqmail.com

**Mikell, Weidner, Wegmann, &
Harper, LLC**

Fax

To: V. Claire Allen, Deputy Clerk	From: James J. Wegmann, Esquire /ac
Fax: 803-734-1839	Pages: 2 including cover sheet
Phone:	Date: 11/19/2013
Re: 2010166447	CC:

Urgent For Review Please Comment Please Reply Please Recycle.

Deputy Clerk, V. Claire Allen:

Please find attached a letter from Mr. Wegmann regarding the above referenced case number, the original of which is being mailed via First Class USPS. Please let me know if you have any questions or concerns regarding this matter.

Amanda Cogdill
Amanda Cogdill
Legal Assistant to James J. Wegmann, Esquire

RECEIVED

NOV 20 2013

SC Court of Appeals

NOTE: THIS FACSIMILE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION AND IS INTENDED ONLY FOR RECIPIENT NAMED ABOVE. RECEIVE OF THIS TRANSMISSION BY ANY PERSON OTHER THAN THE INTENDED RECIPIENT DOES NOT CONSTITUTE PERMISSION TO EXAMINE COPY OR DISTRIBUTE THE ACCOMPANYING MATERIAL. IF YOU RECEIVE THIS FACSIMILE IN ERROR, PLEASE NOTIFY THE OPERATOR BY TELEPHONE AND RETURN THE ORIGINAL TO US BY UNITED STATES MAIL. THANK YOU