

STATE OF SOUTH CAROLINA  
IN THE  
COURT OF APPEALS

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SC Court of Appeals

CHERYL CARTER

Appellant,

vs.

MCELVEEN BUICK-GMC, INC

Respondent.

APPELLANT CASE NO: 2026-000201

MOTION FOR PERMISSION  
TO ORDER TRANSCRIPT  
OUT OF TIME  
(Pursuant to Rule 207, SCACR)

**TO: THE CLERK OF THE COURT OF APPEALS AND COUNSEL FOR  
RESPONDENT:**


The Appellant, **Cheryl Carter**, appearing *pro se*, hereby moves this Honorable Court for an Order allowing her to order the transcript of the proceedings in the above-captioned matter out of time. In support of this motion, Appellant would show the Court the following:

1. A Notice of Appeal was filed in this matter on **27 January, 2026**.
2. Pursuant to Rule 207, SCACR, the transcript should have been ordered within ten (10) days of the filing of the Notice of Appeal.
3. Appellant's failure to timely order the transcript was due to excusable neglect. Specifically, Appellant underwent major surgery shortly before the filing deadline and has been in a period of intensive physical recovery.

4. As a single mother of two children, Appellant's medical incapacity, combined with the necessity of maintaining her household during recovery, rendered her unable to manage the administrative requirements of the appeal during that window.
5. Appellant has confirmed with Court Administration that the hearing was recorded via Webex. Appellant has completed the SCCA 800 Transcript Request Form, attached hereto as **Exhibit A**, and is submitting it to the Office of Court Administration (transcripts@sccourts.org) to facilitate the transcription of the digital recording.
6. The transcript is essential for the Court to review the issues on appeal. This motion is made in good faith and not for the purpose of delay.

**WHEREFORE**, Appellant respectfully requests that the Court grant this motion and allow ten (10) days from the date of the Court's Order for the Appellant to serve the formal Transcript Request (Form SCCA 800) and provide the required deposit to the court reporter.

Respectfully submitted,

  
Cheryl Carter

355 Bradley Bend Dr.

Moncks Corner, SC 29461

(843) 345-6751

CMC6751@gmail.com

**Date:** February 6, 2026

**CERTIFICATE OF SERVICE**

I certify that on **February 6, 2026**, I have served a copy of the foregoing **Motion for Permission to Order Transcript Out of Time (including Exhibit A)** by **First Class Mail** to the following counsel of record:

Victoria W. Kurtz, Esq. (SC Bar: 103303)  
361 N. Shelmore Blvd.  
Mt. Pleasant, SC 29464  
Victoria@JohnstonLawSC.com  
843-535-9560

% Cheryl Carter 

February 6, 2026



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. If WebEx or DCRP were used to capture the record, please indicate below and send the form to transcripts@sccourts.org.

Requestor's Information			
<b>Full Name</b> Cheryl Marie Carter	<b>Law Firm/Agency</b> Pro Se	<b>Phone Number</b> (843) 345-6751	
<b>Email Address</b> Cmc6751@gmail.com		<b>Mailing Address</b> 355 Bradley Bend Dr. Moncks Corner, SC 29461	
Is the requestor a party in the case? <input checked="" 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			
<b>Docket Number</b>	<b>Full Case Caption</b> (i.e. State v. John Doe or John Smith v. Jane Smith) Cheryl Carter v. McElveen Buick-GMC, Inc		<b>Circuit</b> <input checked="" type="checkbox"/> <b>Family</b> <input type="checkbox"/>
<b>Date(s) of Proceeding</b> 04/22/2025 07/24/2025 11/10/2025	<b>County Berkeley</b>	<b>Appeal pending</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Death Penalty</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>Presiding Judge</b> Honorable George M. McFaddin, Jr Honorable Diane S. Goodstein Honorable Jennifer B. McCoy		<b>Special Circumstances</b> Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
<b>Opposing Counsel(s)</b> (name and email address) Victoria W. Kurtz, ESQ Victoria@JohnstonLawSC.com			
<b>Court Reporter(s)</b>	<input checked="" type="checkbox"/> WebEx <input type="checkbox"/> DCRP	<b>Delivery Timeframe</b> (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input checked="" type="checkbox"/> Daily delivery <input checked="" type="checkbox"/> Expedited delivery (7 days) <b>Due on/before:</b> 02/14/2026 <input type="checkbox"/> Regular delivery (60 days)	
<b>Portion of proceeding to be transcribed</b> <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		<b>Delivery Method</b> (additional fees may apply) <input type="checkbox"/> PDF / Email <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
<b>Next Hearing Date</b> N/A		<b>Responsible Payor</b> <input checked="" type="checkbox"/> Private / Self <input type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other _____	

Requestor's Signature: Cheryl Carter  
(Typed name will serve as signature)

Date: 02/06/2026

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.

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