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Apr 10 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

David P. Caraker, Jr., Circuit Court Judge

Case No. 2024-CP-26-04023
Appellate Case No. 2026-000730

Linda Acker, Plaintiff,

v.

Westgate Myrtle Beach, LLC, Respondent,

AND

Westgate Myrtle Beach, LLC, Respondent

v.

Home Depot U.S.A., Inc., Appellant

**MOTION FOR LEAVE TO ORDER TRANSCRIPT AND FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

Pursuant to Rule 240, SCACR, Appellant, Home Depot U.S.A., Inc. (“Home Depot”), hereby moves for an order granting it leave to order the transcript of the lower court proceedings outside of the ten-day deadline set by Rule 207, SCACR. A copy of the email confirming the transcript request is attached hereto as Exhibit A. Likewise, pursuant to Rule 208(a)(1), SCACR, the deadline for Home Depot to file its initial brief and designation of matter “if no transcript is ordered” is April 15, 2026. Accordingly, Home Depot requests that the current April 15, 2026

deadline be extended by thirty days until May 15, 2026, unless this Court grants Home Depot leave to order the transcript, thereby allowing the deadline to file and serve the initial brief and designation of matter to resume to thirty days from receipt of the transcript, pursuant to Rule 208(a)(1), SCACR.

Home Depot makes this motion on the grounds that it needs additional time to order the transcript and fully prepare Home Depot's initial brief and designation of matter. Moreover, Home Depot recently filed a motion for leave to file a Rule 60(b), SCRCR, motion, and to stay this appeal pending the lower court's ruling upon the Rule 60, SCRCR, motion.

Accordingly, Home Depot respectfully requests that this Court grant it leave to order the transcript from the court reporter outside of the timeline provided in Rule 207, SCACR. Likewise, Home Depot requests that this Court grant Home Depot an extension of the current deadline to file and serve its initial brief and designation of matter by thirty days, or until May 15, 2026, unless this Court grants Home Depot leave to order the transcript, thereby allowing Home Depot to file and serve the initial brief and designation of matter within thirty days from receipt of the transcript pursuant to Rule 208(a)(1), SCACR.

Respectfully submitted,

s/Adam C. Bach

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April 10, 2026

Other Counsel of Record:

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Attorneys for Respondent Westgate

Myrtle Beach, LLC

EXHIBIT A

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SC Court of Appeals

From: Transcripts@sccourts.org
To: [Emily Godwin](#)
Subject: Transcript Request for Docket Number 2024CP2604023
Date: Friday, April 10, 2026 11:17:16 AM

Greetings,

Please accept this email and the **summarized Transcript Request shown below** as confirmation that the online transcript request that you submitted has been received by our office. You should receive communication from a transcriptionist within five (5) business days with an estimated cost for production.

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

Regards,

Court Administration

Summarized Transcript Request ID(s): **1904717069**

Requester Information:

Name: Emily Godwin
Entity: Law Firm Tonnsen Bach, LLC
Phone Number: *Not entered*
Email: egodwin@tonnsenbach.com
Address: 1306 South Church St. Greenville, SC 29605
Is the requester a party on the case? Yes Home Depot U.S.A., Inc.
Does the requester represent a party? No

Transcript Information:

Docket Number: 2024CP2604023
Court Type: Circuit
County: Horry
Case Caption: Acker, Linda vs Westgate Myrtle Beach LL
Appeal Pending? Court of Appeals

Death Penalty? No

Start Date of Proceeding: 2/9/2026

End Date of Proceeding: 2/9/2026

Presiding Judge: Caraker, David P. Jr.

Court reporter daily assignments:

2/9/2026 (Monday): Richardson, Kay H.

Opposing Counsel and/or other parties information:

(Attorney) Christian Stegmaier

(email): cstegmaier@collinsandlacy.com

(Defendant) Westgate Myrtle Beach LL

(email): cstegmaier@collinsandlacy.com

(Plaintiff) Linda Acker

(email): jsandefur@forthepeople.com

(Plaintiff Attorney) Joseph Stanley Sandefur

(email): jsandefur@forthepeople.com

Next hearing date: *Date not entered*

Portion of proceeding to be transcribed: Entire Hearing

Delivery Information:

Delivery Timeframe: Regular Delivery (60 days)

Delivery Method: PDF & Hard Copy via Priority Mail (\$50 + shipping)

Delivery Timeframe: Private/Self

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**PROOF OF SERVICE**

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I certify that I have served the Motion for Leave to Order Transcript and For Extension to File Initial Brief and Designation of Matter, with exhibit, on the Respondent, Westgate Myrtle Beach, LLC, by providing the same via electronic service to their attorneys of record at their primary e-mail address in the Attorney Information System, listed as follows:

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