

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Colleton County

Honorable Robert J. Bonds, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

SHANNON KINARD,

APPELLANT

APPELLATE CASE NO. 2025-000533

MOTION TO HOLD APPEAL IN ABEYANCE PENDING RECEIPT OF TRANSCRIPT

Undersigned counsel respectfully moves to hold the above-captioned case in abeyance pending receipt of a corrected transcript of appellant's trial before the Honorable Robert J. Bonds and a jury during the week of January 27-31, 2025. The Initial Brief of Appellant and Designation of Matter in this case are due for filing August 31, 2026. There have been no extensions in this case. In support of this request, counsel shows:

1. Appellant was indicted at the September 2023, term of the Colleton County Grand Jury for the offenses of murder, use of a vehicle without permission with the intent to deprive, and possession of a weapon during the commission of a violent crime.
2. Appellant's case was called to trial on January 27-31, 2025, before the Honorable Robert J. Bonds and a jury. David Matthews of the Fourteenth Circuit Public Defenders Office represented

appellant. Tameaka Legette prosecuted for the state.

3. The jury found appellant guilty as indicted. Judge Bonds sentenced appellant to an aggregate term of forty-five years' imprisonment. This case is now on appeal before this Court, and undersigned counsel represents appellant.

4. Although the transcript does not reflect this, the case was assigned to a live court reporter, Kymberlee Williams. It was sent to be transcribed by subcontractor Legal Eagle. The first transcript delivered on July 2, 2026, by Legal Eagle and transcribed by Aron Feldstein contained numerous deficiencies.

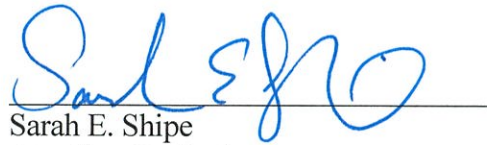
5. After review of the 644-page trial transcript, counsel discovered numerous errors throughout, including 733 instances of "indiscernible," 72 instances of "crosstalk," and 25 instances of "audio cuts out" as evidenced by Exhibit A attached to this motion. Upon discovery, counsel acted immediately to procure a revised version of the trial transcript as evidenced by Exhibit B attached to this motion.

6. Counsel reached out to Legal Eagle for an update on the revised transcript on August 11, 2026. Counsel learned a revised transcript would not be delivered before the Initial Brief and Designation were due to be filed on August 31, 2026, as evidenced by Exhibit C attached to this motion.

7. Counsel discovered the erroneous transcript early and endeavored to prepare this motion before requesting any extensions in appellant's case.

WHEREFORE, undersigned counsel respectfully requests that this Court hold the above-captioned case in abeyance pending receipt of the complete trial transcript. Counsel also requests that the time limits for filing the Initial Brief and Designation of mater be held in Abeyance pending disposition of this motion.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Sarah E. Shipe", is written over a horizontal line.

Sarah E. Shipe
Appellate Defender
Attorney for Appellant

This 12th day of August 2026.

RECEIVED

Aug 12 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA

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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion to Hold in Abeyance in the above referenced case has been served on Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 12th day of August, 2026.



Sarah E. Shipe
Appellate Defender

ATTORNEY FOR APPELLANT

Exhibit A

January 2025 Transcript Errata

Indiscernible	733
Crosstalk	72
Phonetic	221
Audio Cuts Out	25

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Indiscernible: Page 641, Line 24
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Crosstalk: Page 22, Line 14
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Crosstalk: Page 45, Line 9
Crosstalk: Page 55, Line 16
Crosstalk: Page 59, Line 5
Crosstalk: Page 90, Line 10
Crosstalk: Page 92, Line 5

Crosstalk: Page 103, Line 6
Crosstalk: Page 103, Line 7
Crosstalk: Page 108, Line 15
Crosstalk: Page 109, Line 13
Crosstalk: Page 141, Line 6
Crosstalk: Page 144, Line 25
Crosstalk: Page 145, Line 15
Crosstalk: Page 151, Line 14
Crosstalk: Page 152, Line 7
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Crosstalk: Page 164, Line 25
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Crosstalk: Page 173, Line 3
Crosstalk: Page 178, Line 21
Crosstalk: Page 188, Line 19
Crosstalk: Page 189, Line 1
Crosstalk: Page 202, Line 2
Crosstalk: Page 204, Line 18
Crosstalk: Page 205, Line 25
Crosstalk: Page 218, Line 20
Crosstalk: Page 221, Line 2
Crosstalk: Page 228, Line 1
Crosstalk: Page 233, Line 16
Crosstalk: Page 234, Line 12
Crosstalk: Page 242, Line 6
Crosstalk: Page 267, Line 8

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Crosstalk: Page 327, Line 17

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Crosstalk: Page 342, Line 24

Crosstalk: Page 357, Line 22

Crosstalk: Page 377, Line 12

Crosstalk: Page 385, Line 5

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Crosstalk: Page 418, Line 15

Crosstalk: Page 433, Line 11

Crosstalk: Page 442, Line 4

Crosstalk: Page 462, Line 3

Crosstalk: Page 464, Line 13

Crosstalk: Page 465, Line 24

Crosstalk: Page 473, Line 23

Crosstalk: Page 507, Line 1

Crosstalk: Page 507, Line 13

Crosstalk: Page 537, Line 2

Crosstalk: Page 543, Line 24

Crosstalk: Page 569, Line 19

Crosstalk: Page 578, Line 3

Crosstalk: Page 580, Line 2

Crosstalk: Page 583, Line 21

Crosstalk: Page 584, Line 4

Crosstalk: Page 589, Line 1

Crosstalk: Page 611, Line 20

Crosstalk: Page 622, Line 3

Crosstalk: Page 623, Line 2

Crosstalk: Page 623, Line 11

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Phonetic: Page 25, Line 21

Phonetic: Page 27, Line 3

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Phonetic: Page 37, Line 25

Phonetic: Page 38, Line 3

Phonetic: Page 38, Line 4

Phonetic: Page 39, Line 4

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Phonetic: Page 58, Line 7 (Two Instances)

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Phonetic: Page 102, Line 7

Phonetic: Page 109, Line 1

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Phonetic: Page 120, Line 24

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Phonetic: Page 123, Line 1

Phonetic: Page 126, Line 21

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Phonetic: Page 140, Line 1

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Phonetic: Page 390, Line 13

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Phonetic: Page 414, Line 1

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Phonetic: Page 431, Line 3

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Phonetic: Page 451, Line 12

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Phonetic: Page 541, Line 25

Phonetic: Page 551, Line 13

Phonetic: Page 552, Line 13

Phonetic: Page 565, Line 1

Phonetic: Page 565, Line 12

Phonetic: Page 568, Line 24

Phonetic: Page 570, Line 15

Phonetic: Page 570, Line 20

Phonetic: Page 572, Line 14

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Phonetic: Page 573, Line 4

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Phonetic: Page 578, Line 25

Phonetic: Page 579, Line 1

Phonetic: Page 579, Line 4

Phonetic: Page 579, Line 17

Phonetic: Page 579, Line 22 (Two Instances)

Phonetic: Page 581, Line 24

Phonetic: Page 582, Line 2

Phonetic: Page 582, Line 3

Phonetic: Page 582, Line 19

Phonetic: Page 583, Line 13

Phonetic: Page 583, Line 17

Phonetic: Page 583, Line 21

Phonetic: Page 583, Line 25

Phonetic: Page 584, Line 6

Phonetic: Page 585, Line 13

Phonetic: Page 586, Line 15

Phonetic: Page 587, Line 14

Phonetic: Page 589, Line 11 (Two Instances)

Phonetic: Page 589, Line 17

Phonetic: Page 605, Line 13

Phonetic: Page 637, Line 11

Audio Cuts Out: Page 9, Line 16

Audio Cuts Out: Page 10, Line 17

Audio Cuts Out: Page 24, Line 6

Audio Cuts Out: Page 35, Line 2

Audio Cuts Out: Page 53, Line 7

Audio Cuts Out: Page 56, Line 8

Audio Cuts Out: Page 58, Line 13

Audio Cuts Out: Page 58, Line 23

Audio Cuts Out: Page 59, Line 8

Audio Cuts Out: Page 64, Line 14

Audio Cuts Out: Page 79, Line 12

Audio Cuts Out: Page 111, Line 15

Audio Cuts Out: Page 153, Line 6

Audio Cuts Out: Page 169, Line 12

Audio Cuts Out: Page 169, Line 22

Audio Cuts Out: Page 172, Line 7

Audio Cuts Out: Page 209, Line 25

Audio Cuts Out: Page 289, Line 3

Audio Cuts Out: Page 291, Line 2

Audio Cuts Out: Page 295, Line 18

Audio Cuts Out: Page 300, Line 3

Audio Cuts Out: Page 389, Line 19

Audio Cuts Out: Page 635, Line 5

Audio Cuts Out: Page 638, Line 14

Audio Cuts Out: Page 638, Line 18

Exhibit B

From: [White, Della](#)
To: [Kevin Dehinger](#); info@legaleagleinc.com
Cc: tholmes@sccourts.org; transcripts@sccourts.org; [Shipe, Sarah](#); [Bast, Daniel](#)
Subject: Transcript challenge Shannon Kinard - Jan 27-31, 2025 Transcript Errata
Date: Wednesday, July 15, 2026 3:44:02 PM
Attachments: [Shannon Kinard - Jan 2025 Transcript Errata.docx](#)
[Trans Jan 27-31, 2025 RESCAN.pdf](#)

Good afternoon,

This transcript has a number of problems to include 733 indiscernible, 72 crosstalk, 221 phonetic and 25 auto cut outs. Please listen and see if you are able to correct some of these problems. I am attaching an errata identifying them.

Thank you,

Della

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Exhibit C

From: [White, Della](#)
To: [Shipe, Sarah](#)
Subject: FW: [External] RE: Transcript challenge Shannon Kinard - Jan 27-31, 2025 Transcript Errata
Date: Tuesday, August 11, 2026 12:59:05 PM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)

Please see below. Thank you!

From: Kevin Dehlinger <kdehlinger@LegalEagleInc.com>
Sent: Tuesday, August 11, 2026 12:37 PM
To: White, Della <dwhite@sccid.sc.gov>
Subject: [External] RE: Transcript challenge Shannon Kinard - Jan 27-31, 2025 Transcript Errata

Della,

Our hope is to have this done by the 31st. We are having the same issues we did with Metzler. Poor audio as well as missing audio. We are trying to piece the whole thing together to eliminate some of these indiscernibles. I will let you know if we can't make the 31st. Thank you.



Kevin Dehlinger

Director of Operations

T: 864.467.1373 | M: 864.444.4219

E: kdehlinger@legaleagleinc.com | www.legaleagleinc.com/

107 LeGrand Blvd., Greenville, SC | 29607



From: White, Della <dwhite@sccid.sc.gov>
Sent: Tuesday, August 11, 2026 11:48 AM

To: Kevin Dehlinger <kdehlinger@LegalEagleInc.com>

Subject: RE: Transcript challenge Shannon Kinard - Jan 27-31, 2025 Transcript Errata

Hi Kevin,

I just wanted to follow up on this one. We just need to update the court.

I appreciate your help!

Della

From: White, Della

Sent: Wednesday, July 15, 2026 3:44 PM

To: Kevin Dehinger <kdehlinger@legaleagleinc.com>; info@legaleagleinc.com

Cc: tholmes@sccourts.org; transcripts@sccourts.org; Shipe, Sarah <sshipe@sccid.sc.gov>; Bast, Daniel <dbast@sccid.sc.gov>

Subject: Transcript challenge Shannon Kinard - Jan 27-31, 2025 Transcript Errata

Good afternoon,

This transcript has a number of problems to include 733 indiscernible, 72 crosstalk, 221 phonetic and 25 auto cut outs. Please listen and see if you are able to correct some of these problems. I am attaching an errata identifying them.

Thank you,

Della

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Bast, Daniel

From: Bast, Daniel
Sent: Wednesday, August 12, 2026 10:03 AM
To: mbrown@scag.gov
Cc: Shipe, Sarah; abennett@scag.gov
Subject: 2025-000533 - The State v. Shannon Kinard
Attachments: 2025-000533 - The State v. Shannon Kinard - Motion to Hold in Abeyance.pdf;
2025-000533 - The State v. Shannon Kinard - Motion to Hold in Abeyance - Exhibit
A.pdf; 2025-000533 - The State v. Shannon Kinard - Motion to Hold in Abeyance -
Exhibit B.pdf; 2025-000533 - The State v. Shannon Kinard - Motion to Hold in Abeyance
- Exhibit C.pdf

Good morning,

Attached is a copy of the Motion to Hold in Abeyance and Exhibits A-C which will be filed today, August 12, 2026, with the Court of Appeals.

All the best,

Daniel Bast
Administrative Assistant
South Carolina Commission on Indigent Defense
Division of Appellate Defense
(803) 734-1330

RECEIVED
Aug 12 2026
SC Court of Appeals