

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

109/65
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AUG 27 2026

SC Court of Appeals

In the Matter of:
David Edward Murday (Decedent)

Appellate Case No. 2026-001100

Elsbeth Murday, Appellant,

Appeal From Richland County
Court of Common Pleas

vs.

Alanna Murday, Respondent.

Case No. 2026-CP-400-0467

**APPELLANT'S SECOND MOTION FOR EXTENSION OF TIME TO SERVE AND
FILE BRIEF OF APPELLANT, DESIGNATION OF MATTER TO BE INCLUDED IN
THE RECORD ON APPEAL, AND RECORD ON APPEAL**

Pursuant to Rule 240, SCACR, Appellant Elsbeth Murday, appearing self-represented, moves this Court for a second extension of time to serve and file her Brief of Appellant, her Designation of Matter to be Included in the Record on Appeal, and the Record on Appeal, currently due August 20, 2026, following this Court's grant of Appellant's first extension motion. Appellant requests an extension of thirty (30) days, through and including September 19, 2026.

GROUND

This motion rests on a single, narrow, and fully documented cause: completion of the probate hearing transcript, which remains outstanding through no fault of Appellant. Unlike Appellant's

first motion, which rested on several independent grounds, this motion does not renew or rely on any of those earlier grounds—although Appellant admits that an unpredictable disability may still affect processing of the transcript once received. This motion rests solely on the status of one specific transcript, described below. Appellant's forthcoming Brief will rely on this transcript solely in support of due process and evidentiary arguments already raised in this appeal concerning the denial of live testimony and medical evidence at the January 12, 2026 probate hearing — not as the basis for a separate or independent challenge to that hearing's ruling. Completing the existing record for those already-pending arguments, not expanding the scope of this appeal, is the sole purpose of this request.

Appellant engaged the same transcription service this Court's own process relies upon, as soon as she learned it could prepare this transcript. The Richland County Probate Court does not correspond directly with parties regarding transcript requests and requires such requests to be routed through a court reporter using a specific form. After making a direct request to the Probate Court on July 16, 2026 and learning of that requirement, Appellant contacted Legal Eagle, Inc. on July 27, 2026 — the same independent court reporting firm that prepared the mandatory Circuit Court transcript in this appeal, and whose service Appellant had already found prompt and reliable in that role — to prepare a transcript of the January 12, 2026 probate hearing (Judge McCulloch, Case No. 2025-ES-40-281). *See Exhibit A (July 27–August 18, 2026 email correspondence with Legal Eagle, Inc.).*

Appellant has proceeded diligently and without delay at every step. The documented timeline is as follows:

July 27, 2026: Appellant requested a quote from Legal Eagle, Inc.

July 29, 2026: Legal Eagle confirmed receipt of the hearing audio from the Probate Court, estimated the transcript at approximately 70 pages, and issued a deposit invoice.

August 6, 2026: Appellant paid the deposit; Legal Eagle confirmed receipt of payment and stated it would begin production, with an estimated completion of "roughly 10 business days

from the date the deposit was received" — placing the vendor's own estimated completion date at on or about August 20, 2026.

August 11, 2026: Legal Eagle notified Appellant that the Probate Court had not initially provided the complete hearing audio; Legal Eagle contacted the Probate Court the same day and, later that same day, confirmed it had obtained the complete audio.

August 18, 2026: Having received no further update, Appellant proactively contacted Legal Eagle to check on status and to determine whether an additional extension from this Court would be necessary.

See Exhibit A.

As of the writing of this motion in the afternoon of August 19, 2026, Appellant has not received the completed transcript or a further response regarding its status.

The delay is attributable to the ordinary course of third-party transcript production and an intervening administrative gap in the record provided by the Probate Court, not to any lack of diligence by Appellant. Appellant requested the transcript promptly, paid the requested deposit promptly; later the incomplete-audio issue was raised, and she requested an update approximately one week after that contact. The one-week gap in communication following the August 11, 2026 resolution of the audio issue, and the transcript's non-completion as of this filing, are outside Appellant's control, as were previously-documented issues re: ordering the probate transcript.

This Court's own procedures reflect that a period of this length for transcript production from this specific provider is expected. **Rule 207(a)(2), SCACR**, governs the mandatory Circuit Court transcript specifically and does not by its terms extend to a supplemental transcript obtained from a different tribunal; however, the sixty-day window this Court's own procedures allow for production of that mandatory transcript — with further extensions available upon notice under **Rule 207(a)(5), SCACR** — reflects this Court's own institutional judgment regarding a

reasonable length of time for this task, using the very same commercial transcription service now preparing the transcript at issue here. A thirty-day extension to obtain a supplemental transcript through that same service is consistent with, not contrary to, that judgment.

Further, **Rule 209, SCACR**, expressly permits parties to designate any matter relevant to the issues on appeal, including transcripts from related proceedings necessary to evaluate due-process claims. The probate transcript is necessary to allow this Court to review whether the denial of live testimony and medical evidence at the January 12, 2026 hearing constituted reversible error under South Carolina due-process standards.

This request is fully consistent with, not a departure from, Appellant's representation in her prior Reply. In her August 7, 2026 Reply, Appellant explained that if a future extension request became necessary, "it will stand or fall on its own record at that time." This motion does exactly that: it identifies one concrete, documented, third-party cause, supported by contemporaneous email correspondence, rather than restating the grounds already resolved by this Court's grant of the first extension.

This motion's narrow focus on the transcript reflects the sole cause presently known to Appellant; it is not a representation that no further extension will be needed. Any future request necessitated by Appellant's documented, unpredictable disability would rest on its own separate and sufficient grounds. The present request for extension is not longer than reasonably necessary based upon the Court's own experiences with this transcription service.

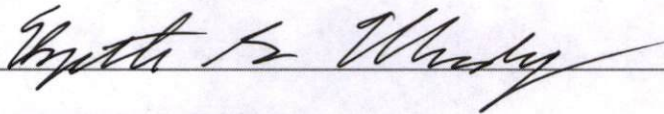
Good cause therefore exists for this second, narrowly-tailored extension. A documented, ongoing, third-party transcript production process — supported by contemporaneous correspondence showing prompt payment, an intervening administrative delay outside Appellant's control, and a vendor-estimated completion date coinciding with the current deadline — is a recognized, concrete basis for an additional extension. See, e.g., Fourth Motion for Extension of Time, *State v. Hughes*, Appellate Case No. 2025-000367 (S.C. Ct. App., filed Nov. 10, 2025 – 30-day extension granted on a fourth request); Motion for Extension of Time,

Appellate Case No. 2025-000627 (S.C. Ct. App., filed June 9, 2025, granted July 8, 2025 – extension granted on documented, concrete grounds).

CONCLUSION

For the foregoing reasons, Appellant respectfully requests that this Court grant a thirty-day extension of time, through and including September 19, 2026, to serve and file her Brief of Appellant, her Designation of Matter to be Included in the Record on Appeal, and the Record on Appeal.

Respectfully submitted,



Elspeth S. Murday Appellant, *Pro Se*
19, 2026

August

217 Hall Rd.
Westminster, SC 29693
425.435.0607

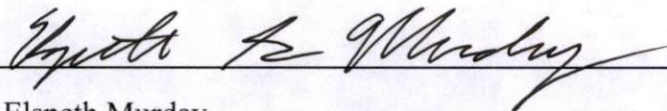
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AUG 27 2026

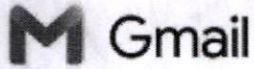
CERTIFICATE OF SERVICE

SC Court of Appeals

I hereby certify that on August ²⁰~~19~~, 2026, I served a true and correct copy of the foregoing Motion for Second Extension upon Respondent's counsel, Will Edwards, Moore Bradley Myers Law Firm, P.A., 1700 Sunset Boulevard, West Columbia, SC 29169 by depositing a copy of each in the United States mail, first-class postage prepaid, addressed as above.



s/ Elspeth Murday



Elspeth Murday <emurday@gmail.com>

Transcript quote request

9 messages

Elspeth Murday <emurday@gmail.com>
To: transcripts@legaleagleinc.com

Mon, Jul 27, 2026 at 4:07 PM

Howdy!

Y'all handled a circuit court hearing for me recently through the SC Court of Appeals and I was pleased with the service. I'd also like to order a transcript of the following probate hearing from you; that office won't speak with me directly and requires the attached form submitted by a court reporter.

Hearing:

Judge McCulloch

January 12, 2026 3:30pm

Case No. 2025-ES-40-281

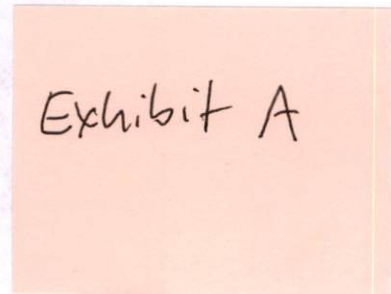
In the matter of David E. Murday (Decedent)

Elspeth Snow Murday (Petitioner) pro se

v.

Alanna Snow Murday (Respondent)

Respondent's attorney: Will Edwards of Moore Bradley Myers law firm



I have attached the form they sent me for the court reporter to submit. It was a very long hearing, so you might expect ~1.5-2.5 hours of audio.

Please call or text me at 425.435.0607 once you have sent a quote, so that I know to check my email (I can't very often for mobility reasons.)

Thank you for any help you are able to provide.

Sincerely,

Elspeth Murday

217 Hall Rd.

Westminster, SC 29693

425.435.0607

**REQUEST FOR PROBATE COURT HEARING AUDIO (1).docx**

15K

Kevin Dehlinger <kdehlinger@legaleagleinc.com>
To: "emurday@gmail.com" <emurday@gmail.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Tue, Jul 28, 2026 at 4:19 PM

Elspeth,

We will send this in and let you know their response. Thanks.



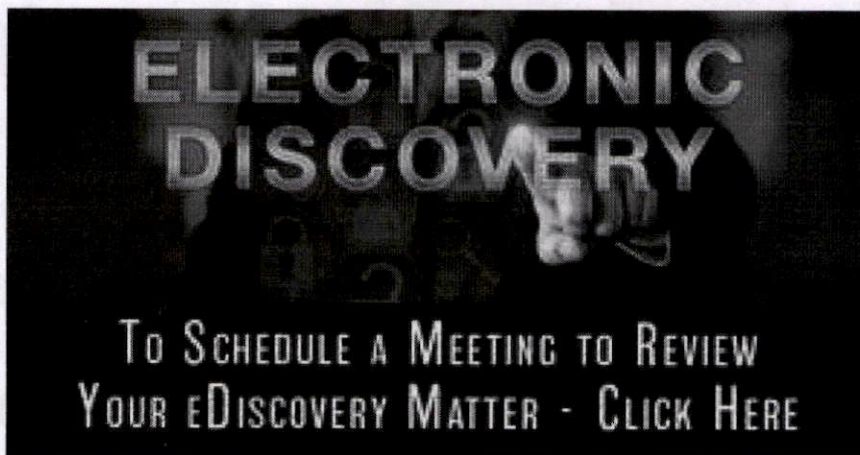
Kevin Dehlinger

Director of Operations

T: 864.467.1373 | **M:** 864.444.4219

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

107 LeGrand Blvd., Greenville, SC | 29607



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Kevin Dehlinger <kdehlinger@legaleagleinc.com>
To: "emurday@gmail.com" <emurday@gmail.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Wed, Jul 29, 2026 at 10:56 AM

Elsbeth,

We received the audio from probate court. The hearing is almost 2 hours long. We estimate the transcript to be 70 pages at \$5.00 per page. A 50% deposit is required. The deposit invoice is attached to this email. Payment of the deposit can be made by mailing a check made out to Legal Eagle at the address below:

Legal Eagle, PO Box 5682, Greenville, SC 29606

You may also go to our website and make payment through our portal. Please be sure to reference the invoice number. The web address is below:

<https://app.fluidpay.com/spp/legal-eagle>

Once the deposit is received by Legal Eagle, we will place your transcript inline for production. The due date will be roughly 10 business days from the date the deposit was received. If you have any questions, please let us know.

Thank you,



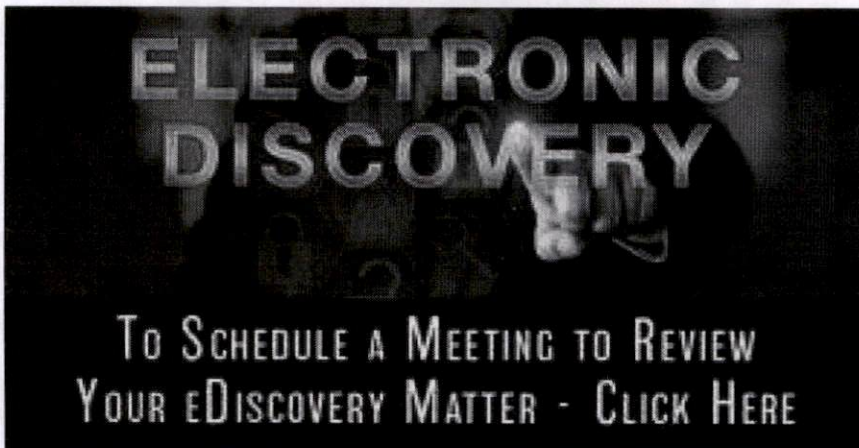
Kevin Dehlinger

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: Elspeth Murday <emurday@gmail.com>
Sent: Monday, July 27, 2026 4:07 PM
To: Transcripts <transcripts@LegalEagleInc.com>
Subject: Transcript quote request

Howdy!

[Quoted text hidden]

[Quoted text hidden]

 **Invoice 111405.pdf**
64K

Elspeth Murday <emurday@gmail.com>
To: Kevin Dehlinger <kdehlinger@legaleagleinc.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Thu, Aug 6, 2026 at 2:36 PM

You should have received the initial payment. Thank you for your help with this.

[Quoted text hidden]

Kevin Dehlinger <kdehlinger@legaleagleinc.com>
To: Elspeth Murday <emurday@gmail.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Thu, Aug 6, 2026 at 2:42 PM

Elspeth,

We received payment. We will get this going for you.

[Quoted text hidden]

[Quoted text hidden]

Kevin Dehlinger <kdehlinger@legaleagleinc.com>
To: Elspeth Murday <emurday@gmail.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Tue, Aug 11, 2026 at 12:49 PM

Elspeth,

We are working on your transcript and have discovered that not all the audio from the hearing was provided. I am reaching out to the court today to have them look again. Thank you.



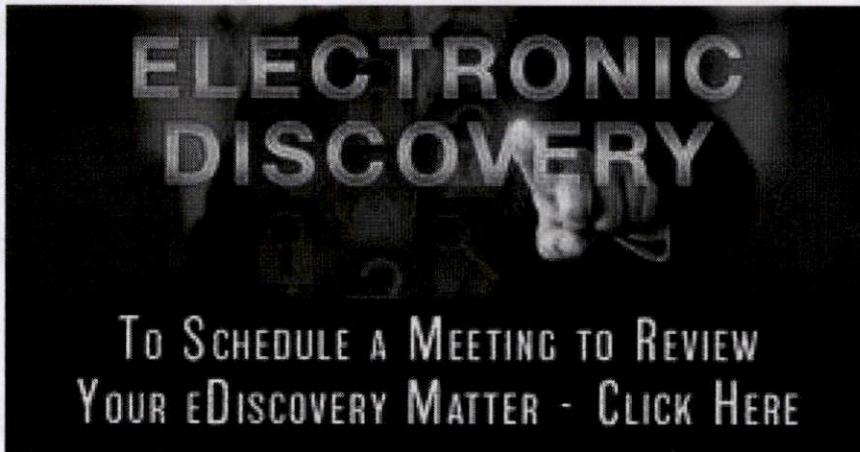
Kevin Dehlinger

Director of Operations

T: 864.467.1373 | **M:** 864.444.4219

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www.legaleagleinc.com/

107 LeGrand Blvd., Greenville, SC | 29607



From: Elspeth Murday <emurday@gmail.com>
Sent: Thursday, August 6, 2026 2:36 PM
To: Kevin Dehlinger <kdehlinger@LegalEagleInc.com>
Cc: Alexandria Garraud <agarraud@LegalEagleInc.com>
Subject: Re: Transcript quote request

You should have received the initial payment. Thank you for your help with this.

[Quoted text hidden]

[Quoted text hidden]

Kevin Dehlinger <kdehlinger@legaleagleinc.com>
To: Elspeth Murday <emurday@gmail.com>
Cc: Alexandria Garraud <agarraud@legaleagleinc.com>

Tue, Aug 11, 2026 at 1:03 PM

Elspeth,

We found the files. We have all the audio. Thank you.

[Quoted text hidden]

[Quoted text hidden]

Elsbeth Murday <emurday@gmail.com>
To: Kevin Dehlinger <kdehlinger@legaleagleinc.com>

Tue, Aug 11, 2026 at 2:18 PM

That was fast! Thank you for the update.

[Quoted text hidden]

Elsbeth Murday <emurday@gmail.com>
To: Kevin Dehlinger <kdehlinger@legaleagleinc.com>

Tue, Aug 18, 2026 at 2:38 PM

It has been about a week with no updates, although I may have missed an email which did not contain the word "transcript." I check infrequently enough that I need to filter.

Could you advise me on whether the probate transcript is still underway or whether I have missed an email or bill? I have a deadline coming up on the 20th where I'd like to include content from this probate transcript in the brief, so I just need to know whether to request another extension from the court.

[Quoted text hidden]

Elsbeth Murday
217 Hall Rd.
Westminster, SC 29693-1505



Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629

Columbia, SC 29211

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SC Court of Appeals

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8/26/26