

September 10, 2026

VIA EMAIL ONLY

Ms. Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

RECEIVED
Sep 10 2026
SC Court of Appeals

Re: *Tristan Smith v. National Collegiate Athletic Association*
Appellate Case No. 2026-001989
Pickens County C/A No. 2026-CP-39-00073
GWB File No. 8644-7

Dear Ms. Kitchings:

Please be advised that the transcript for the June 8, 2026 motions hearing in the above-referenced circuit court matter was ordered on September 8, 2026. Our office will notify the Court when the transcript is received.

A courtesy copy of the order confirmation and corresponding Proof of Service are submitted herewith pursuant to Supreme Court Order 2022-05-06-03 and in accordance with Rule 262, SCACR.

Please feel free to contact me should you have any questions.

Sincerely,

GALLIVAN, WHITE & BOYD, P.A.



Gray T. Culbreath

GTC/jh
Enclosure: As Stated

cc: All Counsel of Record (*via email only*)

From: [Transcripts](#)
To: [Transcripts](#); [Court Of Appeals Filings](#)
Subject: Transcript Request for Docket Number 2026CP3900073
Date: Tuesday, September 8, 2026 3:27:03 PM

Greetings,

You are receiving this notice and the **summarized Transcript Request shown below** for the case **Smith, Tristan vs National Collegiate Athl.**
Pursuant to Rule 207(a)(1), SCACR, you are being notified that the transcript has been requested on **9/8/2026**. There is no action required.

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

Regards,

Court Administration

Summarized Transcript Request ID: **381976941**

Requester Information:

Name: Gray Culbreath
Entity: Law Firm Gallivan, White & Boyd, P.A.
Phone Number: *Not entered*
Email: gculbreath@gwblawfirm.com
Address: 1201 Main Street, Suite 1200 Columbia, SC 29201
Is the requester a party on the case? No
Does the requester represent a party? Yes NCAA

Transcript Information:

Docket Number: 2026CP3900073
Court Type: Circuit
County: Pickens
Case Caption: Smith, Tristan vs National Collegiate Athl
Appeal Pending? Court of Appeals

Death Penalty? No

Start Date of Proceeding: 6/8/2026

End Date of Proceeding: 6/8/2026

Presiding Judge: Salvini, Jessica Ann

Court reporter daily assignments:

6/8/2026 (Monday): WebEx, Circuit Court

Opposing Counsel and/or other parties information:

(Attorney) Gray Thomas Culbreath

(email): gculbreath@gwblawfirm.com

(Defendant) National Collegiate Athl

(Plaintiff) Tristan Smith

(Plaintiff Attorney) Mark Andrew Sr. Peper

(email): mark@peperlawfirm.com

(Attorney) John Cuttino

(email): jcuttino@gwblawfirm.com

(Attorney) Darren Heitner

(email): darren@heitnerlegal.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/Email

Delivery Timeframe: Private/Self

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM PICKENS COUNTY
Court Of Common Pleas

The Honorable Jessica A. Salvini, Circuit Court Judge

Case No. 2026-CP-39-00073

Tristan Smith.....Respondent,

v.

National Collegiate Athletic Association.....Appellant.

PROOF OF SERVICE

This is to certify that the undersigned counsel has caused to be served this day the original
Transcript Correspondence & Order Form via electronic mail to the address stated in the
Supreme Court Order 2022-05-06-03 and in accordance with Rule 262, SCACR and additionally
via electronic mail to the following counsel of record in this matter as set forth below:

Mark A. Peper, Esq.
THE PEPPER LAW FIRM, P.A.
548 Savannah Highway
Charleston, SC 29407
mark@peperlawfirm.com

-and-

Darren A. Heitner, Esq.
HEITNER LEGAL, PLLC
215 Hendricks Isle
Fort Lauderdale, FL 33301
darren@heitnerlegal.com

Attorneys for Plaintiff/Respondent

A copy of the email serving the aforementioned to all counsel of record is attached hereto.

Respectfully submitted,

s/Gray T. Culbreath

John E. Cuttino, SC Bar No. 1519

Gray T. Culbreath, SC Bar No. 11907

Gallivan, White & Boyd, P.A.

1201 Main Street, Suite 1200

Columbia, SC 29201

jcuttino@gwblawfirm.com

gculbreath@gwblawfirm.com

Attorneys for Appellant

September 10, 2026

Jillian Hansen

From: Jillian Hansen
Sent: Thursday, September 10, 2026 10:29 AM
To: Mark A. Peper; Darren Heitner
Cc: Gray Culbreath; John Cuttino
Subject: 8644-7 Smith v. NCAA (Appeal) - Transcript Order
Attachments: [FINAL] Ltr to SC CoA re Transcript Order.pdf; Transcript Order Confirmation.pdf;
[FINAL] POS - Transcript Order.pdf

Categories: GTC

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SC Court of Appeals

Good afternoon,

Attached hereto and served upon you, please find Appellant's correspondence to the Clerk and corresponding transcript order confirmation which will be submitted to the South Carolina Court of Appeals today. A copy of this message will be affixed to the Proof of Service, which will also be submitted today.

Kind regards,
Jillian



Jillian Hansen
Paralegal
jhansen@gwblawfirm.com

Gallivan, White & Boyd P.A.
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803 724 1702 Direct | 803 779 1833 Main | 803 779 1767 Fax
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[vCard](#) | [BioURL](#) | [Website](#)

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