

GREG MCCOLLUM

COMPLETE LEGAL DEFENSE TEAM

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TO: Christina

FAX: (803) 734-1496

FROM: Greg McCollum/mrs

DATE: April 17, 2014

RE: State of South Carolina vs. Kylie Nilson

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 APR 17 2014
 SC COURT OF APPEALS

Number of Pages (including this sheet): 5

Comments:

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1012 38th Avenue North, Suite 202, Myrtle Beach, South Carolina 29577

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No.: 13-CP-26-6943

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The State Respondent.

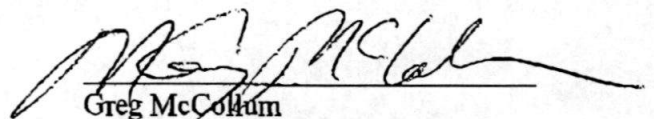
v.

Kylie Nilson..... Appellant.

MOTION AND AFFIDAVIT REQUESTING EXTENTION
TO FILE APPEAL

The Defendant was convicted of Driving with an Unlawful Concentration of Alcohol on October 8, 2013 in Magistrate Court in Horry County. The defense appealed her conviction to the Court of Common Pleas in Horry County. The appeal was heard by the Honorable Benjamin H. Culbertson on March 12, 2014 who affirmed Ms. Nilson's Magistrate's Court conviction. The initial appeal with the Court of Appeals was filed March 21, 2014 and is defective. The Case Number has been changed to comply with Rule 267(a), SCAR and a typographical error in the body of the appeal has been corrected to reflect the date of Ms. Nilson's initial conviction. Additionally, we requested and received a copy of Judge Culbertson's Order from the Clerk of Court today, April 17, 2014. Based upon the forgoing we are requesting an extension of time to allow later filing.

April 17, 2014
Myrtle Beach, SC



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Other Counsel of Record:

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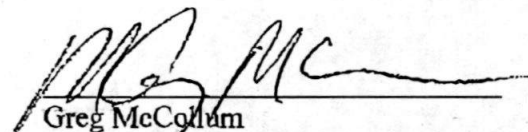
v.

Kylie Nilson Appellant.

NOTICE OF APPEAL

Kylie Nilson appeals her Driving with an Unlawful Concentration of Alcohol, 1st Offense conviction which was affirmed on appeal to the Circuit Court in Horry County. Her appeal was heard in the Court of Common Pleas by the Honorable Benjamin H. Culbertson, who heard the appeal on March 12, 2014. Judge Culbertson affirmed the conviction of the Driving with an Unlawful Concentration of Alcohol, First Offense which was entered October 8, 2013 after a jury verdict of guilty was returned in Horry County Magistrate's Court and the Defendant/Appellant was sentenced by the Honorable Margie Livingston, Chief Magistrate, Horry County. Judge Culbertson's Order affirming the conviction is dated March 12, 2014 and was received by Appellant this date, April 17, 2014.

April 17, 2014
Myrtle Beach, SC


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Jefferson-Wed #20

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF HORRY
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2013CP2606943

Kylie Nilson	South Carolina State of
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PLAINTIFF(S)	DEFENDANT(S)
Submitted by: CLERK OF COURT	Attorney for: <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit);
 Rule 43(k), SCRPC (Settled); Other: _____
- ACTION STRICKEN (CHECK REASON):** Rule 40(j) SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other: _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other: _____

FILED
HORRY COUNTY
4 MAR 17 PM 4:00
MELANIE HUGHES-WARD
CLERK OF COURT

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order; (formal order to follow) Statement of Judgment by the Court:

MAGISTRATE APPEAL AFFIRMED. ~~CASE DISMISSED.~~

ORDER INFORMATION

This order ends does not end the case.
Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment In Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
N/A	N/A	N/A

If applicable, describe the property, including tax map information and address, referenced in the order:

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APR 17 2014
SC COURT OF APPEALS

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

<i>Benjamin H. Culbertson</i>	2148	3/12/2014
Circuit Court Judge BENJAMIN H. CULBERTSON	Judge Code	Date

For Clerk of Court Office Use Only

This judgment was entered on , and a copy mailed first class or placed in the appropriate attorney's box on, to attorneys of record or to parties (when appearing pro se) as follows:

M. Gregory McCollum 516 29Th Ave. N. Myrtle Beach, SC
29577

Scott A. Graustein PO Box 1276 Conway, SC 29528

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter MARGARET SULLIVAN

Melanie Huggins-Ward - Clerk of Court

Copy of Order/ _____
 Mailed 3-17-14
 Initials CAK