

Philip H. Woolhiser, Attorney at Law

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July 21, 2014.

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211-1629

RECEIVED

JUL 23 2014

SC Court of Appeals

The Honorable Shirley F. Newby
Clerk of Court for Edgefield County
129 Courthouse Sq., Ste. 205
Edgefield, SC 29824

Michael S. Medlock, Esquire
Scott Law Firm, PA
PO Box 2065
Columbia, SC 29202

Paul Knapp Simons, Jr., Esquire
Hull Barrett, PC
111 Park Avenue SW
Aiken, SC 29801

Subject Bernard Loyer, Jr. and Sherry Loyer vs. S17 Owners Association, Inc., et al.
C/A No.: 09-CP-19-00353
Transcript Order for Appeal - Rule 207

To: Above Addressees

Please find enclosed the copy of a series of email exchanges resulting in the transcript order for the May 19, 2014 Hearing which is an essential part of the Appeal.

In compliance with S.C.A.C.R. Rule 207, Transcript of Proceeding, the Appellant contacted the applicable Court Reporting Service on July 10, 2014 seeking confirmation that the transcript had been ordered. The Date of Service of the "Notice of Appeal" is July 2, 2014. Therefore, the 10-day requirement of Rule 207 was being adhered to by the Appellant. The attached record of emails describes a short delay in identifying the actual Hearing Reporter, however, the company responsible for placement of the applicable reporter and for delivery of the transcript is *Midlands Court Reporting, LLC*, and the July 11, 2014, 2:18 pm email from *Midlands Court Reporting, LLC*, provides confirmation that the transcript order has been accepted.

Bernard Loyer, Jr. and Sherry Loyer vs S17 Owners Association Inc., et al.
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I understand that at this point of the appeal process, Rule 207 (a)(2) allows the Court Reporter a 60-day period to deliver the transcript.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Philip H. Woolhiser". The signature is fluid and cursive, with the first name "Philip" being the most prominent.

Philip H. Woolhiser

PW/mw

Attachments: Emails from 7/10/2014 and 7/11/2014

From: Ciel Englert [mailto:cielengl@gmail.com]
Sent: Friday, July 11, 2014 2:18 PM
To: Phil Woolhiser
Subject: Re: FW: Transcript for hearing in Edgefield on May 19, 2014

Mr. Woolhiser,

I have received the request for transcript order on the above referenced hearing. I will let you know when I can expect to receive it from the reporter.

Thanks so much for your business.

Have a good weekend, Ciel.

Cecelia (Ciel) Englert
Midlands Court Reporting, LLC
Post Office Box 519
421 Shamrock Court
Chapin, SC 29036
Phone: 803 345-1969
Cell: 803 600-6885
email: midlandscourt@gmail.com
email: cielengl@gmail.com

On Fri, Jul 11, 2014 at 1:47 PM, Phil Woolhiser <woolhiser@bellsouth.net> wrote:

Good Afternoon Ceil,

Confirming our telephone conversation several minutes ago: Please consider this email as my official order for a copy of the Special Referee's Hearing in Edgefield on 5/19/2014.

Case Identification: Bernard Loyer v. S17 Owners, Docket # 2009-CP-19-00353

Please confirm receipt of this order and send additional details when available. Thank you for your assistance,....Phil Woolhiser

From: Ciel Englert [mailto:cielengl@gmail.com]
Sent: Thursday, July 10, 2014 4:12 PM
To: Phil Woolhiser
Subject: Re: FW: Transcript for hearing in Edgefield on May 19, 2014

Mr. Woolhiser,

I saw that on the email chain. I did not ever receive an address or caption for that hearing. I have called one other reporter that also teaches court reporting. I left her a message regarding the hearing to see if she covered it. She will get back with me later. I'll let you know what I find out. Sorry for the delay. Ciel.

Cecelia (Ciel) Englert *Midlands Court Reporting, LLC*

On Thu, Jul 10, 2014 at 4:07 PM, Phil Woolhiser <woolhiser@bellsouth.net> wrote:

Hi Ceil,

From the attachment, it looks as if you were getting an address for someone in your group and about a ½ hour before the start time, you had an address. Have you figured out who it was that you were sending to Edgefield? Phil

From: Misty Cooper [<mailto:mistyc@scottlaw.com>]
Sent: Thursday, July 10, 2014 3:36 PM
To: Phil Woolhiser
Cc: Wendy Weeks; cielengl@gmail.com
Subject: RE: Transcript for hearing in Edgefield on May 19, 2014

Mr. Woolhiser,

Attached is an email exchange between JoAnn Pigate, a paralegal here that scheduling the court reporter and Ceil at Midlands.

Unfortunately, this is all of the information that I can provide as this was not a foreclosure a hearing and is not something that I would have been familiar with or involved in.

Our office did not receive a copy of the transcript for that hearing as one was never requested.

Misty R. Cooper Hearings Lead Paralegal

Scott Law Firm, P.A.
P.O. Box 2065 (29202)
2712 Middleburg Drive, Suite 200 (29204)
Columbia, South Carolina
Direct Dial (803) 252-3340 Ext. 128
Fax 855 263 4082
mistyc@scottlaw.com

From: Michael Medlock [<mailto:michaelm@scottlaw.com>]
Sent: Thursday, July 10, 2014 11:34 AM
To: Phil Woolhiser
Subject: RE: Transcript for hearing in Edgefield on May 19, 2014

Yes, but I don't think it was Ceil. That's who we asked for, but it was someone else from Midlands who showed up.

Michael S. Medlock Special Counsel
SCOTT LAW FIRM, PA

From: Phil Woolhiser [<mailto:woolhiser@bellsouth.net>]
Sent: Thursday, July 10, 2014 11:33 AM
To: Michael Medlock
Cc: 'Ciel Englert'; 'Phil Woolhiser'
Subject: RE: Transcript for hearing in Edgefield on May 19, 2014

Hello Michael,

Perhaps I gave Ceil the wrong date. In Marsha's transmittal, she says the hearing date was 5/19/2014.

Do you agree?

I cannot find any reference to a hearing date in the Spec. Referee's Order.

So long,

Phil

803-648-9994

From: Ciel Englert [<mailto:cielengl@gmail.com>]
Sent: Thursday, July 10, 2014 10:54 AM
To: Phil Woolhiser
Subject: Re: Transcript for hearing in Edgefield on May 19, 2014

Mr. Woolhiser,

I did not do this hearing. I was actually at a LLR hearing on this date. I don't show anything on my email regarding this info for that date either.

Sandy Martin that works also with me wasn't in Edgefield that day. Could it be another date?
Let me know, Ciel.

Cecelia (Ciel) Englert
Midlands Court Reporting, LLC

On Thu, Jul 10, 2014 at 10:43 AM, Phil Woolhiser <woolhiser@bellsouth.net> wrote:
Good morning Ceil,

As we discussed by phone several minutes ago, I need evidence for an appeal action, to the effect that I have ordered a transcript of the Special Referee Hearing in Edgefield SC on 5/19/2014.

The case was Bernard Loyer v. S17 Owners, Docket # 2009-CP-19-00353

Can you provide me with evidence that the transcript was ordered today?

Thanks for the assistance,

Philip H. Woolhiser, Attorney