

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
James R. Barber, III, Circuit Court Judge

Case No. 2013-CP-40-6806

RECEIVED

SEP 22 2014

SC Court of Appeals

Joseph Thomas, Appellant,

v.

David A. Adams, an individual;
Richland County Sheriff Leon Lott; John Doe,
unknown alleged purchaser of property of Plaintiff, Respondents.

**RESPONDENTS' RETURN TO
APPELLANT'S MOTION TO ORDER
TRANSCRIPT OUT OF TIME**

The Appellant has filed a motion requesting that the Court allow him to order a transcript of the April 3, 2014 motion hearing out of time.

The Appellant served his Notice of Appeal on July 22, 2014, but failed to make any attempt to order the transcript within ten days as required by Rule

207(a)(1), SCACR. Instead, on August 7, 2014, the Appellant sent a letter requesting a transcript to the Richland County Clerk of Court. Later on August 22, 2014, the Appellant sent a similar letter to Court Administration. In those letters, the Appellant requests the transcript "in forma pauperis" presumably meaning at no charge. The Court of Appeals, however, has since denied the Appellant's motion to proceed in forma pauperis. *See*, Order filed August 28, 2014.

The Respondents David Adams and Sheriff Leon Lott have no objection to the Court allowing the Appellant to order the motion hearing transcript out of time; however, the Respondent do object to the Appellant's request that the transcript be provided free of charge because he has been denied in forma pauperis status.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.

BY: 

ANDREW F. LINDEMANN
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*Counsel for Respondents David Adams
and Leon Lott*

Columbia, South Carolina

September 15, 2014

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James R. Barber, III, Circuit Court Judge

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Joseph Thomas, Appellant,

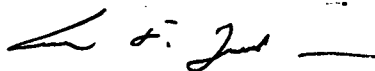
v.

David A. Adams, an individual;
Richland County Sheriff Leon Lott; John Doe,
unknown alleged purchaser of property of Plaintiff, Respondents.

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents David Adams and Leon Lott, does hereby certify that service of the **Respondents' Return to Appellant's Motion to Order Transcript Out of Time** in the above-captioned matter was made upon the *pro se* Appellant by placing copies in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 16th day of September 2014:

Mr. Joseph Thomas
Post Office Box 2224
Irmo, South Carolina 29063



DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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†Certified Mediator

September 16, 2014

Of Counsel
Kenneth P. Woodington

Writer's Email: alindemann@dml-law.com

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

RE: Joseph Thomas v. David A. Adams, an individual; Richland County Sheriff Leon Lott; John Doe, unknown alleged purchaser of property of Plaintiff
Appellate Case Number: 2014-001589
Civil Action Number: 2013-CP-40-06806
Our File Number: 314.9329

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of **Respondents' Return to Appellant's Motion to Order Transcript Out of Time** with regard to the above referenced matter. Please file the original and return a clocked-in copy to me in the enclosed envelope.

By copy of this letter, I am serving copies on the *pro se* Appellant.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/
Enclosures

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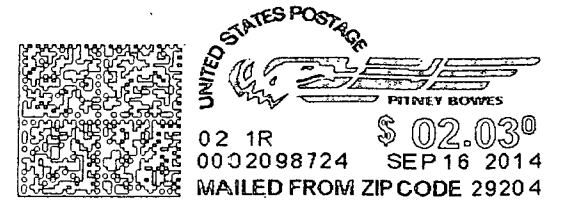
SEP 22 2014

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
September 16, 2014
Page Two

cc: (w/ Enclosure)

Mr. Joseph Thomas
Post Office Box 2224
Irmo, South Carolina 29063



DAVIDSON & LINDEMANN, P.A.

Attorneys and Counsellors at Law

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Columbia, South Carolina 29202-8568

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