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APR 24 2015

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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SC10@A  
Court of Appeals

APPEAL FROM THE RICHLAND COUNTY  
COURT OF COMMON PLEAS FROM  
ORDERS OF HONORABLE G.  
THOMAS COOPER, JR., CIRCUIT  
COURT JUDGE:

CASE NO. (S): 2013-CP-40-03078  
2007-CP-40-03742

SUBSEQUENT INTERLOCUTORY  
ORDERS OF (FORMER) CIRCUIT  
COURT JUDGE, HONORABLE J.  
MICHELLE CHILDS:

CASE NO. (S): 2007-CP-40-03742  
2009-CP-40-02442

SUBSEQUENT INTERLOCUTORY  
ORDER OF CIRCUIT COURT JUDGE,  
HONORABLE DE ANDREA GIST  
BENJAMIN:

CASE NO.: 2009-CP-40-02442

Clarence S. Givens, Appellant.

verses

Riley Pope And Laney, LLC, Law Firm, Attorney(s) and Counselors at Law; Individually and Individually named: Theodore D. Riley; T. Lowndes Pope, Nikolē H. Boland, of whom, all are sued in their individual and Professional capacities; Riley Pope And Laney, Limited Liability Contractor(s) (LLC);

AND

Heath McAlvin Stewart, III, Individually and Individually name, of whom formerly employed with Riley Pope And Laney, LLC, Law Firm, an agent attorney is sued in his Individual and professional

capacities, et al.,

All of whom are named, as,  
..... Respondents.

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NOTICE OF MOTION AND  
MOTION FOR PERMISSION TO  
ORDER TRANSCRIPT OUTSIDE  
FILING DEADLINES

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Please Take Notice, that the  
Appellant, Gregory, in the above  
captioned action, do hereby  
respectfully request this  
Court and pursuant to Rule  
207, South Carolina Appellate  
Court Rules, for permission  
Order the transcript of  
record, due the ten (10) days  
of expiration time has  
accrue.

The Appellant asserts, on/or about, March 23, 2015, at the same time of filing his notice of appeal, the Broad River Correctional Institution Mailroom Staff, did mistakenly and failed to forward the "Written Letter of request and notification" with the Appellant's notice of Appeal.

The Appellant asserts, once he placed the said legal material (the written requested letter for order of transcript of the record, dated on/or about, March 23, 2015, the same time that he (Appellant) placed the notice of Appeal dated on/or about, March 23, 2015) it is no longer in the Appellant's control.

However, the Appellant "retains" a copy of the "written letter of request for ordering transcript dated, on/or about, March 23, 2015, enclosed with the copy of Proof of Service, showing dated, on/or about, March 26, 2015; in support of Appellants said motion, herein;

The Appellant respectfully request this Court to grant an Order, to extend the time with in the said time described on the Appellant's enclosed written letter of request, dated on March 23, 2015, for 60 to 90 days, and the Appellant is to inform this Court, the time he received

the transcript, by informing  
this Court through a written  
letter and by proof of service.

## CONCLUSION

For these reasons, Appellant  
prays that this Court grant him  
an order, of this said motion.

This Day,

APRIL 23, 2015.

Respectfully Submitted,

I am, 5/1/15

CLARENCE S. GREGORY, # 27394  
C/O BROAD RIVER CORRECTIONAL  
MURRAY UNIT, B-WING Rm. 234  
4460 BROAD RIVER ROAD  
COLUMBIA, S.C. 29210-4012

PRO'SE APPELLANT CASE NO.  
2015-000740

NOTICE / MOTION FOR PERMISSION  
TO ORDER / TRANSCRIPT OUTSIDE  
FILING DEADLINES

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CERTIFICATE OF SC COURT OF APPEALS

I, Appellant, Clarence S. Gregory, # 227394, do hereby certify that a true and correct original copy of the documents listed below has been sent / and served upon the following persons, by via United States' Regular Mail, on this 23 day of April, 2015:

- 1). Cover Letters of Request
- 2). Copy, Letter From Hon. Jenny Kitchinas, Dated, April 22, 2015;
- 3). Cover Letter to Hon. Kitchingo, dated MARCH 23, 2015;
- 4). Cover Letter, TO, Hon. Kaven Ambroziak, COURT Reporter, dated, March 23, 2015;
- 5). Cover Letter TO, Mr. Damon Wlodarczyk, dated, March 23, 2015;
- 6). NOTICE / MOTION FOR PERMISSION TO ORDER TRANSCRIPT, ETC.

7). Appellant's Copy (original) Proof  
of Service, dated, MARCH 26,  
2015;

8). Appellant's Certificate of  
Service;

Served upon:


The Honorable Jenny A. Kitchings,  
Clerk, S.C. Court, Appeals, c/o  
Post Office Box 11629  
Columbia, S.C. 29211-1629

The Honorable Karen Ambroziank R.P.R.  
Official Circuit Court Reporter  
1083 Langford Road  
Blythewood, S.C. 29016

Mr. Damon C. Wlodarczyk, ESQ.,  
For Defendants, Riley Pope & Laney, LLC  
ATTORNEYS AT LAW, 2838 Devine Street,  
P.O. Box 11412  
Columbia, S.C. 29211-1412

PAGE THREE (3)

Respectfully Submitted,



Clarence S. Gregory<sup>#</sup> 221394  
c/o BRCI, MURRAY UNIT, B-WING  
Rm. 234, 4460 Broad River Road  
Columbia, S.C. 29210-4012

PRO'SE APPELLANT'S CASE  
NO. 2015-000740

APPELLANT'S CERTIFICATE OF  
SERVICE BY U.S. MAIL

RICHLAND COUNTY,

COLUMBIA, SOUTH CAROLINA 29210-4012

Dated, APRIL 23, 2015

Clarence S. GREGORY, # 277394  
C/O BROAD RIVER CORRECTIONAL INST.,  
MURRAY UNIT, B-WING Rm. 234  
4460 Broad River Road  
Columbia, S.C. 29210-4012

RECEIVED

APR 24 2015

SC Court of Appeals

VIA U.S. REGULAR MAIL

Dated: April 22, 2015

To: the Honorable Jenny A. Kitching's  
Clerk, of the South Carolina  
COURT OF APPEALS  
Post Office Box 11629  
Columbia, S.C. 29211-1629

Re: Respectfully Enclosed a Original  
Copies of Cover Letters of  
Request to Ms. Karen Ambrosiak,  
Official Circuit Reporter, For  
Ordering Transcript of Record.

Dear Ms. Kitching's Clerk:

I am in receipt of your letter  
dated on/or about, April 21,  
2015, advising me (Appellant),  
regarding the "expiration time"  
in ordering the transcript of  
record, and that I must file

CONT'D. PAGE ~~ONE~~ <sup>TWO</sup> (2). COVER LETTER, WITH  
AFFIDAVIT INCLUDED, DATED, APRIL 22, 2015

a copy of a letter showing that I, (APPELLANT) have ordered the transcript "directly" from the Court Reporter, along with a "motion," requesting permission to order the transcript outside of the filing "deadlines" set by Rule 207, of the S.C. Appellate Court Rules.

Additionally, advising me (Appellant) it must be made within ten (10) days, or my appeal will be dismissed.

(see, ATTACHED LETTER)

In response to your advise, I have enclosed two (2) Cover Letters of request, which were "previously" sent out with my First (1st) notice of Appeal, dated March 23, 2015.

The Broad River Mail Room failed to send it out in a timely

CONT'D, PAGE THREE (3), Cover letter, with  
AFFIDAVIT INCLUDED, DATED, APRIL 22 2015

manner. I've checked with the  
mailroom, and they agreed to believe  
that they sent it out late!

I've asked the mailroom  
to agree that it were they're  
mistake, by signing an affidavit  
sworn as shown below with this  
statement.

Once I submit it to  
the BRCI Mail Room Staff, it  
is no longer in my control.

I am, respectfully requesting  
The Honorable Jenny A. Kitching  
to please accept my apology  
and allow me continue to  
be within time frame, to start  
at the time reflecting the date

CONT'D, PAGE (FOUR) (4) COVER LETTER, AFFIDAVIT  
INCLUDED ATTACHED, DATED, APRIL 22 2015

my letters to The Court Reporter,  
and to the letter, of Ms. Tanya A.  
Gee, who no longer preside as  
The Clerk, of Court of Appeals.

However, I've enclosed a motion  
requesting permission to order the  
transcript, if you grant it's  
necessary, under Rule 207, SCACR.

Thank you so kindly, for your  
assistance and cooperation in this  
matter!

Respectfully Submitted,  
S/le [Signature]

AFFIDAVIT IN THE ABOVE STATEMENTS  
That, the FACTS STATED IN THIS  
MATTER ARE TRUE AND CORRECT,  
SWORN TO AND SUBSCRIBED TO  
AND BEFORE me, THIS 23<sup>rd</sup> DAY  
OF April, 2015;  
[Signature]  
NOTARY PUBLIC, STATE OF SOUTH  
CAROLINA; MY COMMISSION EXPIRES:  
NOV. 14, 2024