

The South Carolina Court of Appeals

Archie Howell, Respondent,

v.

Christopher Chabot, Appellant.

Appellate Case No. 2015-001210

ORDER

Respondent has filed a motion to dismiss, contending Appellant failed to timely serve the notice of appeal. Appellant's notice of appeal indicates he received written notice of the entry of the order on May 11, 2015. Appellant's first certificate of service, filed with this court on June 5, 2015, indicates Appellant served Respondent with notice of appeal documents on May 26, 2015. Because this service is within the thirty-day requirement, the motion to dismiss is denied.

Appellant's motion to proceed *in forma pauperis* is denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). The filing fee must be paid within fifteen days of the date of this order.

Finally, Appellant's motions regarding the transcript are construed as requests for permission to order the transcript out of time. Within fifteen days of the date of this order, Appellant shall provide this court with a copy of the letter showing that the transcript has been ordered directly from the court reporter along with proof that satisfactory arrangements have been made regarding the payment of the transcript. Failure to do so within fifteen days of the date of this order may result in the dismissal of this appeal.


FOR THE COURT

FILED
9/11/15

Columbia, South Carolina

cc:

Christopher Chabot

Mark David Neill, Esquire