

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM ANDERSON COUNTY  
Court of Common Pleas

R. Scott Sprouse, Circuit Judge

RECEIVED

Case No. 2014-DR-CP-04-1815

MAR 21 2016

Appellate Case No. 2016-000235

SC Court of Appeals

Michael David Hollingsworth and Trilby Hollingsworth, ..... Respondents,

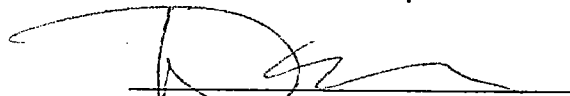
v.

Rhonda Phillips and Brian Phillips, Defendants  
of whom Rhonda Phillips is ..... Appellant.

**AFFIDAVIT IF SUPPORT OF MOTION TO REQUEST TRANSCRIPT OUT OF TIME**

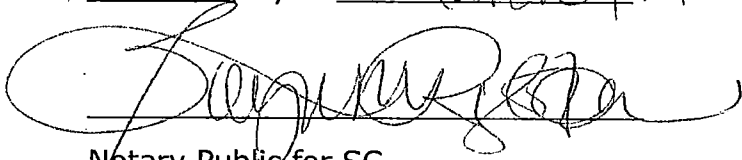
The Notice of Appeal in the above Captioned Matter was filed February 8, 2016. On February 6, 2016 the undersigned began preparing documents to request the transcript. The Court's Form 4C for this case indicated that the Court Reporter was Dianne Thommes. (Attachment A). The undersigned could not find a Court Reporter by this name on the Judicial Department website. The undersigned conducted a google search for Court Reporters named Dianne Thommes (in the event a private court reporter had been used or the Reporter had retired after this case was heard). I did find one who works for the courts in North Carolina and wondered if the court reporter in this case had left South Carolina for a job in North Carolina. On February 8, 2016, the undersigned sent an email to the Anderson County Circuit Court Coordinator asking for clarification of the name and contact information for the court reporter assigned to this case. (Attachment B). No response was received. While awaiting a response, my attention was diverted to other matters and I did not realize that I had failed to order the transcript in time until I received

this courts letter dated February 26, 2016. I misread that letter to indicate that I had ten(10) days to request the transcript. I did not notice that the letter instructed that I had ten days to file a Motion requesting permission to order the transcript out of time.

  
David F. Stoddard

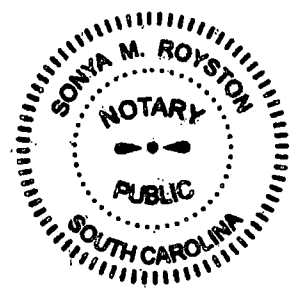
Sworn and subscribed before me this

18 day of March, 2016



Notary Public for SC

my commission expires 2/26/2018



**For Clerk of Court Office Use Only**

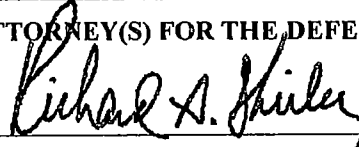
This judgment was entered on 9-10-15, and a copy mailed first class or placed in the appropriate attorney's box on 9-10-15, to attorneys of record or to parties (when appearing pro se) as follows:

**Michael David Hollingsworth** 18 Kimberly Drive Travelers Rest, SC 29690

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

**Rhonda Phillips** 200 Daniel Dr Anderson, SC 29626  
**Brian Phillips** 200 Daniel Dr Anderson, SC 29626

**ATTORNEY(S) FOR THE DEFENDANT(S)**



**Richard A. Shirley - Clerk of Court**

**Court Reporter: Dianne Thommes**

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

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FILED-CLERK'S OFFICE  
ANDERSON, SC  
2015 SEP 13 PM 2:30  
COMMICAL FILED AND  
GENERAL SESSIONS

**David F. Stoddard**

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**From:** David F. Stoddard <david@dfsloffice.com>  
**Sent:** Monday, February 08, 2016 4:21 PM  
**To:** 'jpruitt@andersoncounty.org'  
**Subject:** Michael D. Hollingsworth, et. al. v. Rhonda Phillips, et. al. 2014-CP-04-1815

Jennifer:

I am trying to order a transcript of the trial held in the above referenced case. Judgement was signed September 9, 2015, which I assume was the date it was tried. The form 4 lists the court reporter as Diane Thommes. However, I cannot find her on the Judicial Department website. The Judicial Department has Diane Marcengill listed as Judge Sprouse's court reporter that week. Do you have information of who the reporter was, and if it is Ms. Thommes, do you have her contact information?

David F. Stoddard  
320 E River Street  
Anderson SC 29624  
Phone 864-375-0000  
Facsimile 864-375-0052

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM ANDERSON COUNTY  
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SC Court of Appeals


Michael David Hollingsworth and Trilby Hollingsworth, ..... Respondents,

v.

Rhonda Phillips, ..... Appellant.

PROOF OF SERVICE

I certify that on March 18, 2016 I served the Motion to Request Transcript on Michael David Hollingsworth and Trilby Hollingsworth by depositing a copies of it in the United States Mail, postage prepaid, on February 5, 2015 addressed to Michael David Hollingsworth, 18 Kimberly Drive Travelers Rest, SC 29626, and to Trilby Hollingsworth, 18 Kimberly Drive Travelers Rest, SC 29626.

  
\_\_\_\_\_  
David F. Stoddard



# David F. Stoddard

Attorney-At-Law  
320 East River Street  
Anderson, South Carolina 29624  
Email: david@dfsloffice.com

Telephone (864) 375-0000

Facsimile (864) 375-0052

February 6, 2016

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia SC 29211

**RECEIVED**

MAR 21 2016

**SC Court of Appeals**

Re: *Michael David Hollingsworth and Tilby Hollingsworth,  
Respondents vs Rhonda Phillips, Appellant*  
Case No.: 2014-CP-04-1815

Dear Ms. Kitchings:

Enclosed for filing is a Motion to Request Transcript Out of Time:

1. Six Copies of the Motion.
2. Proof of Service of the Notice on the Respondents.
3. A filing Fee of \$25.00

Sincerely,

David F. Stoddard

DFS/  
cc: Michael and Trilby Hollingsworth



*David F. Stoddard*

Attorney  
320 East River Street  
Anderson, SC 29624

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MAR 21 2016

SC Court of Appeals

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11629  
Columbia SC 29211

