

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Hon. Diane Schafer Goodstein, Circuit Court Judge

RECEIVED

MAY 26 2016

SO SUPREME COURT

Case No. 2016-000999

Johnnie L. Clark and Harriet Clark. Appellants,

v.

The City of Columbia.....Respondent.

Motion to Extend Time to Order Hearing Transcript

Appellants filed and served the Notice of Intent to Appeal in this matter on May 11, 2016, which required Appellant to make arrangements to order the Transcript on or before May 23, 2016. This matter is an appeal of a Circuit Court order affirming the judgment of a Municipal Court after a trial by jury. Appellant moves for a ten day time extension for the following reasons.

Counsel for Appellant believed that the transcript of the appellate argument before the Circuit Court was unnecessary because the entire trial transcript before the Municipal Court was already fully transcribed and was entirely sufficient for the record on appeal. Counsel for Appellant made multiple attempts to confirm his proposal to dispense with the transcript of the appellate argument with Counsel for Respondent prior to the expiration of the deadline; however, due to a busy trial schedule, and mutual calendar conflicts with Counsel for Respondent, the attorneys were unable to mutually confer about the transcript until May 25, 2016. Counsel for Respondent believes that the transcript of the oral argument will be required for Respondent's case, and Counsel for Appellant is now making arrangements to order the transcript of the oral argument. In addition, there was nearly a one year lapse between the oral argument in the Circuit Court and the issuance of the Circuit Court's written order, and Counsel for Appellant's staff had some difficulty in locating and indentifying the Court Reporter in order to communicate with the Court Reporter. Counsel for Appellant was not able to fully confirm the identity of the Court Reporter until May 23, 2016 and was unable to obtain an estimate or make arrangements for the

transcript on May 23, 2016, as a consequence of a two day hearing which commenced on May 23, 2016. Accordingly, Appellant moves to be allowed ten additional days, until June 2, 2106, to make arrangements and order the Transcript of the oral argument before the Circuit Court?

May 26, 2016



Henry P. Wall

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Case No. 2014-CP-40-05599

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v.

The City of Columbia..... Respondent.

PROOF OF SERICE

I certify that I have served the *Motion to Extend Time to Order Hearing Transcript* by depositing a copy of it in the United States Mail, postage prepaid, on May 26, 2016, addressed to the Respondent The City of Columbia's attorneys of record, Jessica R. Mangum, Esquire at City Attorney's Office, 1401 Main Street, 10th Floor, Columbia, South Carolina 29201 and to the Appellants co-counsel of record for Johnnie L. Clark and Harriet Clark attorneys of record, Orin G. Briggs, Esquire, Briggs Law Firm, 101 Bennock Mill Ct., Lexington, South Carolina 29072.

Bridget Steele
Bridget S. Steele

May 26, 2016