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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUL 06 2016

SC Court of Appeals

APPEAL FROM LEXINGTON COUNTY
EQUITY COURT

Clyde R. Davis, Special Referee

Case No. 2016-001217

WELLS FARGO BANK, Ultimate Successor to
First Union National Bank,

RESPONDENT

VS

ALBERT J. SANDERS, a/k/a Albert Jerry Sanders, Jr.
a/k/a Albert J. Sanders, Palmetto/Carolina Funding, LLC and
S.C. State Credit Union,

of whom Albert J. Sanders, Jr. is the

APPELLANT.

MOTION FOR PERMISSION TO ORDER
TRANSCRIPT OUTSIDE THE DEADLINES
SET BY APPELLANT COURT RULE 207

Appellant, through his undersigned attorney, move the court for permission to order the trial transcript outside the deadlines set by Appellant Court Rule 207 on the following grounds:

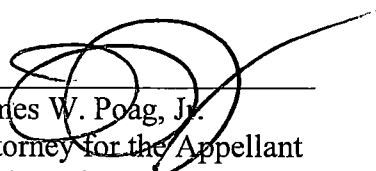
1. On June 8, 2016 the undersigned wrote opposing counsel via email and requested the contact information for the court reporter for the trial in this case. (Mr. Burgess had arranged for the court reporter and I had misplaced her card.) See copy of email to Burgess.
2. A few days later after no response from Burgess the undersigned phoned Judge Davis and asked if he had the court reporter's name etc. He did not.
3. On June 28, 2016, my son Cable Poag phoned Mr. Burgess' office and was able to get the contact information. I spoke with Creel Reporting that same date and ordered the transcript.

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4. On July 1, 2016 I personally went to Creel Reporting and obtained the Transcript.
(See copy of Statement from Creel and paid receipt).

Based on the forgoing I respectfully request permission to order the trial transcript outside the deadlines set by Rule 27 of the Appellant Court Rules.

July 6, 2016



James W. Poag, Jr.
Attorney for the Appellant
PO Box 6422
West Columbia, SC 29171
Phone: 803-794-6340
FAX: 803-796-8748
Email: jim@poaglaw.com



Jim Poag <jim@poaglaw.com>

Wells Fargo vs Albert Jerry Sanders et al 2011-CP-32-00293

1 message

Jim Poag <jim@poaglaw.com>

Wed, Jun 8, 2016 at 8:46 AM

To: Chad Burgess <Chad.Burgess@brockandscott.com>

Dear Chad:

I have heard nothing from you re the amount required to reinstate the loan in the above matter. I am filing an appeal today. Please furnish me the name and contact information for the court reporter.

James W. Poag, Jr.

Poag & Poag

Attorneys at Law

P.O. Box 6422

West Columbia, SC 29171

(803) 794-6340

NOTICE

PRIVILEGED AND CONFIDENTIAL: This E-mail is covered by the Electronic Communications Privacy Act, 18 U.S.C. §§2510-2521, and is legally privileged. This E-mail contains confidential and/or legally privileged information from James W. Poag, Jr., Esq. and Cable B. Poag, Esq., intended solely for the use of the individual(s) named in the E-mail. This electronic message (including any attachments) is intended only for the use of the individual or entity to which it is addressed and may contain information that is attorney-client privileged, may be confidential work product, or may be exempt from disclosure under all applicable laws. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is wrongful, is strictly prohibited, and may subject you to civil liability. If you have received this communication in error, please immediately notify us by telephone at (803) 794-6340 or by return e-mail, and destroy any copies (electronic, paper, or otherwise) that you may have of this communication.



CREEL COURT REPORTING, INC.

1230 Richland Street
Columbia, SC 29201
(803) 252-3445

7/1/2016

Tax ID: 57-1016805

James W. Poag, Jr., Esquire
Poag & Poag, Attorneys At Law
116 Pineview Road
West Columbia, South Carolina 29169

INVOICE NO. 16-1563

Attorney for Defendant

RE <input type="checkbox"/> Wells Fargo Bank, N.A., et al. vs. Albert Jerry Sanders, et al. C/A No. 11-CP-32-00293	0.00
ONE COPY - Hearing on 1.12.16	0.00
Transcript of Hearing	283.25
Exhibits (166 pages)	49.80
Condensed Transcript/Key Word Index	0.00

We accept:



Total	\$333.05
Payments/Credits	-\$333.05
Balance Due	\$0.00

THANK YOU!

(Please return copy with remittance)

/creel



CREEL COURT REPORTING, INC.

1230 Richland Street
Columbia, SC 29201
(803) 252-3445

7/1/2016

Tax ID: 57-1016805

INVOICE NO. 16-1563

James W. Poag, Jr., Esquire
Poag & Poag, Attorneys At Law
116 Pineview Road
West Columbia, South Carolina 29169

Attorney for Defendant

RE: Wells Fargo Bank, N.A., et al. vs. Albert Jerry Sanders, et al. C/A No. 11-CP-32-00293	0.00 0.00
ONE COPY - Hearing on 1.12.16	
Transcript of Hearing	283.25
Exhibits (166 pages)	49.80
Condensed Transcript/Key Word Index	0.00

We accept:



Total	\$333.05
Payments/Credits	\$0.00
Balance Due	\$333.05

THANK YOU!

(Please return copy with remittance)

/creel

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
EQUITY COURT

Clyde R. Davis, Special Referee

Case No. 2016-001217

WELLS FARGO BANK, Ultimate Successor to
First Union National Bank,

RESPONDENT

VS

ALBERT J. SANDERS, a/k/a Albert Jerry Sanders, Jr.
a/k/a Albert J. Sanders, Palmetto/Carolina Funding, LLC and
S.C. State Credit Union,

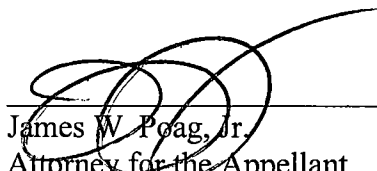
of whom Albert J. Sanders, Jr. is the

APPELLANT.

PROOF OF SERVICE

I certify that I have served the Motion for Permission to Order the Trial Transcript Outside the Deadlines set by Appellant Court Rule 207, by depositing a copy of the motion in the United States Mail, postage prepaid, On July 6, 2016, addressed to Respondent's attorney of record, Chad Burgess, Esq. with Brock and Scott, PLLC, 3800 Fernandina Road, Suite 110, Columbia, SC 29210.

July 6, 2016


James W. Poag, Jr.
Attorney for the Appellant
PO Box 6422
West Columbia, SC 29171
Phone: 803-794-6340

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JUL 06 2016
SC Court of Appeals

POAG & POAG
ATTORNEYS AT LAW

James W. Poag, Jr.
(Certified Family Court Mediator)

116 PINEVIEW ROAD
WEST COLUMBIA, SC 29169
MAILING ADD: P.O. BOX 6422
WEST COLUMBIA, SC 29171

Cable B. Poag
(Admitted in South Carolina & Florida)

PHONE: 803-794-6340
FAX NO: 803-796-8748
E-mail: jim@poaglaw.com

July 6, 2016

HAND DELIVERED

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

RECEIVED
JUL 06 2016
SC Court of Appeals

Re: Wells Fargo vs Albert Sanders
Case No: 2016-001217

Dear Ms. Kitchings:

In response to your letter of June 30, 2016 I would advise as follows:

On June 8, 2016 I wrote opposing counsel via email and requested the contact information for the court reporter for the trial in this case. (Mr. Burgess had arranged for the court reporter and I had misplaced her card.)

A few days later I phoned Judge Davis and asked if he had the court reporter's name etc. He did not.

On June 28, 2016 my son, Cable Poag phoned Mr. Burgess' office and was able to get the contact information. I spoke with Creel Reporting that same date and ordered the transcript.

On July 1, 2016 I personally went to Creel Reporting and obtained the Transcript.

Since I was unable to identify the court reporter and thus order the transcript within ten (10) days from service of the notice of appeal, I have enclosed a Motion for permission to order the transcript outside the deadlines set by Appellate Court Rule 207.

I hope the foregoing addresses your concerns. If you require further information please advise.

Thank you.

Yours truly,

James W. Poag, Jr.

JWPJR/2

Enclosures

Cc: Chad W. Burgess, Esq.