

Phillip E. Reeves
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Gallivan, White & Boyd, P.A.
ATTORNEYS AT LAW

RECEIVED

July 15, 2016

JUL 19 2016

SC Court of Appeals

Via Email

Ms. Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Darhyl Taylor, as personal representative of the Estate of Ruth T. Simpson v.
Johnson & Johnson Preferred Financing, ProCentury Insurance Company,
FINCO Premium Finance Co., Inc. and Carolina Independent Automobile
Dealers Association, Dealers Risk and Insurance Services, Independent
Dealers Insurance Management
Appellate Case No.: 2016-000867

Dear Ms. Kitchings:

This is to acknowledge receipt of your July 7, 2016, letter concerning the transcript in the above-captioned matter. Please be advised that the transcript has not yet been delivered. This is the case because, as shown below, Ms. Cross believes that it is not due until August 4, 2016. Her basis for this belief and the sequence of events concerning the transcript are as follows:

The notice of appeal was filed in the case by letter dated April 25, 2016. Thereafter, by letter dated April 28, 2016, we requested that Ms. Cross provide us with a copy of the transcript. In response, by email dated May 3, 2016, Ms. Cross indicated that she had received our request on May 2nd and requested a deposit in the amount of \$137.00. Subsequently, by email dated May 4, 2016, we requested a W9 so that we could issue a check and pay her the deposit. Having not received that W9, we sent another email dated May 23, 2016, requesting it once again.

Subsequently, we received the W9 on May 30, 2016. Thereafter, by letter dated June 1, 2016, we forwarded a check in the amount of \$137.00 to Ms. Cross. We then sent a follow-up email on July 9, 2016, inquiring as to the status of the transcript. In response, we received an email from Ms. Cross dated July 12, 2016 wherein she indicated that she had been out of town but would check on our request. Thereafter, by email dated July 15, 2016, she indicated that she received the deposit on June 4, 2016 and that the due date for the transcript is August 4, 2016. She also noted that she has several requests ahead of ours and may need an extension. For your

Ms. Jenny Abbott Kitchings
July 15, 2016
Page 2

information, I am enclosing herein copies of the various correspondence with Ms. Cross concerning the transcript.

I would appreciate the court accepting this letter as notification of our failure to receive the transcript in accord with Rule 207(a)(5) of the South Carolina Appellate Court Rules. I would also point out that we have no problems with a due date of August 4, 2016, and also with Ms. Cross obtaining an extension if necessary. Should you need any further information from us in the meantime, please advise.

Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.



Phillip E. Reeves

PER/lkg
Enclosures

cc: Mr. Steven M. Krause (Via Email)
Mr. Timothy A. Nowacki (Via Email)
Mr. Stephen L. Brown (Via Email)
Mr. Thomas L. Stephenson (Via Email)
Mr. William E. Booth, III (Via Email)
Ms. Vivian Cross (Via Email)
S.C. Court Administration (Via U.S. Mail)

RECEIVED

JUL 19 2016

SC Court of Appeals

April 25, 2016

Mr. Richard A. Shirley
Anderson County Clerk of Court
Post Office Box 8002
Anderson, SC 29622

Re: Darhyl Taylor, as personal representative of the Estate of Ruth T. Simpson v.
Johnson & Johnson Preferred Financing, ProCentury Insurance Company,
FINCO Premium Finance Co., Inc. and Carolina Independent Automobile
Dealers Association, Dealers Risk and Insurance Services, Independent
Dealers Insurance Management
C.A. No.: 2014-CP-04-398

Dear Mr. Shirley:

Enclosed for filing is a notice of appeal in the above-captioned case.

Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.

Phillip E. Reeves

PER/sea

Enclosures

cc: Mr. Steven M. Krause
Mr. Timothy A. Nowacki
Mr. Stephen L. Brown
Mr. Thomas L. Stephenson
Mr. William E. Booth, III

bcc: Mr. Al Turadian
Claim No.: 15-7760 AUTOS NEX STORE

RECEIVED

JUL 19 2016

SC Court of Appeals

April 28, 2016

Ms. Vivian H. Cross
Circuit Court Reporter
Post Office Box 704
Belton, South Carolina 29627

Re: Darhyl Taylor, as personal representative of the Estate of Ruth T. Simpson v. Johnson & Johnson Preferred Financing, ProCentury Insurance Company, FINCO Premium Finance Co., Inc. and Carolina Independent Automobile Dealers Association, Dealers Risk and Insurance Services, Independent Dealers Insurance Management
C.A. No.: 2014-CP-04-398

Dear Ms. Cross:

On February 18, 2016, a motions hearing was held before The Honorable J. Cordell Maddox in the Anderson County Court of Common Pleas. It is my understanding that you were the court reporter for this case.

In this regard, we would appreciate you providing us with a copy of the transcript of this hearing. We agree to pay the per page charge for this transcript as provided by Rule 607, SCACR.

Thank you for your assistance in this matter.

Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.

Phillip E. Reeves

PER/sea

Enclosures

cc: Mr. Steven M. Krause
Mr. Timothy A. Nowacki
Mr. Stephen L. Brown
Mr. Thomas L. Stephenson
Mr. William E. Booth, III
Ms. Rosalyn Frierson
Ms. Jenny Abbott Kitchings

Ms. Vivian H. Cross
April 28, 2016
Page 2

bcc: Mr. Al Turadian
Claim No.: 15-7760 AUTOS NEX STORE

Phil Reeves

From: Cross, Vivian <VCross@sccourts.org>
Sent: Tuesday, May 03, 2016 5:36 PM
To: Phil Reeves
Subject: Darhyl Taylor, etc. v. Johnson & Johnson, etc.

Mr. Reeves:

Subject request for transcript was received May 2, 2016. My estimate for this transcript is 40 pages. Please forward your deposit in the amount of \$137.00 for page estimate and mailing and upon receipt your request shall be acknowledged and placed in order of receipt for transcription.

Thank you,

Vivian H Cross, Ct. Rptr.
10th Circuit at Large
PO Box 704
Belton, SC 29627

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## Phil Reeves

---

**From:** Stephanie Ayers  
**Sent:** Wednesday, May 04, 2016 11:55 AM  
**To:** 'VCross@sccourts.org'  
**Subject:** FW: Darhyl Taylor, etc. v. Johnson & Johnson, etc.

Ms. Cross:

Mr. Reeves forwarded your email to me. Can you email me a W-9 so that I can request the check for the transcript?

Thanks in advance for your help.

Stephanie

Stephanie E. Ayers  
Paralegal to Phillip E. Reeves  
[savers@GWBlawfirm.com](mailto:savers@GWBlawfirm.com)

Gallivan, White & Boyd P.A.  
Office: 55 Beattie Place | Suite 1200 | Greenville SC 29601  
864 271 5377 Direct | 864 271 9580 Main | 864 271 7502 Fax  
Mailing: Post Office Box 10589 | Greenville SC 29603 Bio URL: <http://www.gwblawfirm.com/administration-staff/paralegals/> | Website: <http://www.gwblawfirm.com>

This message is from the law firm Gallivan, White & Boyd, PA and may be a confidential and privileged legal communication to the named recipient(s). If you receive this message in error or are not the named recipient(s), please notify the sender and delete this email. Thank you -----Original Message-----

**From:** Phil Reeves  
**Sent:** Wednesday, May 04, 2016 9:26 AM  
**To:** Stephanie Ayers  
**Subject:** FW: Darhyl Taylor, etc. v. Johnson & Johnson, etc.

Phillip E. Reeves  
Shareholder  
[preeves@GWBlawfirm.com](mailto:preeves@GWBlawfirm.com)

Gallivan, White & Boyd P.A.  
Office: 55 Beattie Place | Suite 1200 | Greenville SC 29601  
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Mailing: Post Office Box 10589 | Greenville SC 29603 Bio URL: <http://www.gwblawfirm.com/attorney/phillip-reeves/> |  
Website: <http://www.gwblawfirm.com>

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10th Circuit at Large  
PO Box 704  
Belton, SC 29627

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Phil Reeves

From: Stephanie Ayers
Sent: Monday, May 23, 2016 2:21 PM
To: VCross@sccourts.org
Subject: FW: Darhyl Taylor, etc. v. Johnson & Johnson, etc.

Good afternoon Ms. Cross. I am still in need of a W-9 in order to request the check for the transcript in this matter. Can you forward this to me at your earliest convenience?

Thanks in advance for your assistance.

Stephanie

Stephanie E. Ayers
Paralegal to Phillip E. Reeves
sayers@GWBlawfirm.com

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Ms. Cross:

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Thanks in advance for your help.

Stephanie

Stephanie E. Ayers
Paralegal to Phillip E. Reeves
sayers@GWBlawfirm.com

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Phillip E. Reeves
Shareholder
preeves@GWBlawfirm.com

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Mailing: Post Office Box 10589 | Greenville SC 29603 Bio URL: <http://www.gwblawfirm.com/attorney/phillip-reeves/> |
Website: <http://www.gwblawfirm.com>

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Thank you,

Vivian H Cross, Ct. Rptr.
10th Circuit at Large
PO Box 704
Belton, SC 29527

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June 1, 2016

Ms. Vivian H. Cross  
Circuit Court Reporter  
Post Office Box 704  
Belton, South Carolina 29627

Re: Darhyl Taylor, as personal representative of the Estate of Ruth T. Simpson v.  
Johnson & Johnson Preferred Financing, ProCentury Insurance Company,  
FINCO Premium Finance Co., Inc. and Carolina Independent Automobile  
Dealers Association, Dealers Risk and Insurance Services, Independent  
Dealers Insurance Management  
C.A. No.: 2014-CP-04-398

Dear Ms. Cross:

Enclosed please find our firm check number 161466, in the amount of \$137.00, for a copy of the transcript of the motions hearing held February 18, 2016, before The Honorable J. Cordell Maddox in the above-captioned case. We would appreciate you forwarding this transcript to us at your earliest convenience.

Thank you in advance for your assistance in this matter.

Yours very truly,

GALLIVAN, WHITE & BOYD, P.A.

Stephanie E. Ayers  
Paralegal

/sea  
Enclosures

bcc: Mr. Al Turadian  
Claim No.: 15-7760 AUTOS NEX STORE

## Phil Reeves

---

**From:** Stephanie Ayers  
**Sent:** Saturday, July 09, 2016 3:08 PM  
**To:** VCross@sccourts.org  
**Cc:** Phil Reeves  
**Subject:** Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

Good afternoon Ms. Cross. I was checking to see if you could let me know when we might receive the transcript of the motions hearing held February 18, 2016, before Judge Cordell Maddox in the above-referenced case? I look forward to hearing from you.

Thanks,  
Stephanie



**Gallivan, White & Boyd, P.A.**  
ATTORNEYS AT LAW

**Stephanie E. Ayers**  
Paralegal to Phillip E. Reeves  
sayers@GWBlawfirm.com

**Gallivan, White & Boyd P.A.**  
**Office** 55 Beattie Place | Suite 1200 | Greenville SC 29601  
864 271 5377 Direct | 864 271 9580 Main | 864 271 7502 Fax  
**Mailing** Post Office Box 10589 | Greenville SC 29603

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**Phil Reeves**

**From:** Stephanie Ayers  
**Sent:** Tuesday, July 12, 2016 1:49 PM  
**To:** Phil Reeves  
**Subject:** Fwd: Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398  
**Attachments:** image002.jpg

FYI below.

Sent from my iPhone

Begin forwarded message:

**From:** "Cross, Vivian" <[VCross@sccourts.org](mailto:VCross@sccourts.org)>  
**Date:** July 12, 2016 at 1:16:28 PM EDT  
**To:** Stephanie Ayers <[Sayers@gwblawfirm.com](mailto:Sayers@gwblawfirm.com)>  
**Subject:** RE: Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

Stephanie,

I returned from the Grand Canyon Saturday evening, did laundry, repacked and am now in Cherokee County for a week-long Family Court assignment. I brought some work with me and will see if your request is in the stack of what I have when I return to the hotel this evening.

Vivian

---

**From:** Stephanie Ayers <[Sayers@gwblawfirm.com](mailto:Sayers@gwblawfirm.com)>  
**Sent:** Saturday, July 9, 2016 3:07 PM  
**To:** Cross, Vivian  
**Cc:** Phil Reeves  
**Subject:** Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

Good afternoon Ms. Cross. I was checking to see if you could let me know when we might receive the transcript of the motions hearing held February 18, 2016, before Judge Cordell Maddox in the above-referenced case? I look forward to hearing from you.

Thanks,  
Stephanie

[\[cid:image002.jpg@01D1D9F3.9CBA9950\]](#)

Stephanie E. Ayers

Paralegal to Phillip E. Reeves

[sayers@GWBlawfirm.com](mailto:sayers@GWBlawfirm.com)<<mailto:sayers@GWBlawfirm.com>>

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Phil Reeves

From: Cross, Vivian <VCross@sccourts.org>
Sent: Friday, July 15, 2016 12:09 PM
To: Stephanie Ayers
Subject: RE: Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

Stephanie,

I received the deposit June 4, 2016 and placed it in order of receipt for transcription. I currently have a death penalty hearing, a trial, and three other requests ahead of yours. I will try to get it completed before the due date of Aug. 4th and should an extension be needed, you will receive notice from Court Administration.

From: Stephanie Ayers <Sayers@gwblawfirm.com>
Sent: Tuesday, July 12, 2016 1:48 PM
To: Cross, Vivian
Subject: Re: Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

Thank you.

Sent from my iPhone

> On Jul 12, 2016, at 1:16 PM, Cross, Vivian <VCross@sccourts.org> wrote:

>

> Stephanie,

>

> I returned from the Grand Canyon Saturday evening, did laundry, repacked and am now in Cherokee County for a week-long Family Court assignment. I brought some work with me and will see if your request is in the stack of what I have when I return to the hotel this evening.

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> Vivian

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> **Subject:** Darhyl Taylor, etc. v. Johnson & Johnson, etc. - C.A. No.: 2014-CP-04-398

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> Thanks,
> Stephanie

>

>

>

> [cid:image002.jpg@01D1D9F3.9CBA9950]

>
> Stephanie E. Ayers

>
> Paralegal to Phillip E. Reeves

>
> sayers@GWBlawfirm.com<mailto:sayers@GWBlawfirm.com>

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> vCard<[BioURL<](https://urldefense.proofpoint.com/v2/url?u=http-3A_www.gwblawfirm.com_mydocuments_sayers.vcf&d=DQMF-g&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=SGvnnK1QG0_yffvvgYS2UkmHzljGX-c6SvrLWTF5CHc&m=sfFFuZ1BHYPqFI8PRCVNfLdZiCh-DhWTSNKUKGuspRU&s=Tl8PU5WgTeRNtZqzPso7uJasd59sp8MORlmcMIh4eV8&e=> |</p></div><div data-bbox=)

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Gallivan, White & Boyd, P.A.

ATTORNEYS AT LAW

55 Beattie Place, Suite 1200
Post Office Box 10589 (29603)
Greenville, South Carolina 29601

neopostTM

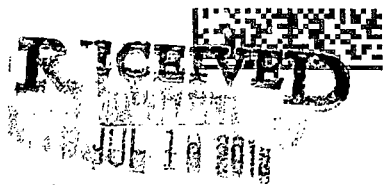
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Ms. Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

SC Court of Appeals