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August 26, 2016

**VIA HAND-DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

**RECEIVED**  
AUG 29 2016  
SC Court of Appeals

**RE: *Alan S. Hartzog v. Miyo's at Sandhills, LLC, Miyo's at Columbiana Place, LLC, and Xiaolan M. "Michelle" Wang***  
**Appellate Case No.: 2016-001193**  
**Our File No.: 5822.009**

Dear Madam Clerk:

Thank you for your August 18, 2016 letter alerting us to the issue regarding the transcript. On July 27, 2016, we received the transcript from the attorney's fee hearing, which we requested on June 13, 2016. However, to date, we have not received the transcript from the trial beginning on January 4, 2016, which we also requested on June 13, 2016. After receiving your August 18, 2016 letter, my office contacted the court reporter from the trial and it appears there was some misunderstanding with regard to the manner in which the court reporter's deadline is calculated. I believe that misunderstanding has been rectified; however, it appears that it will take up to 15 days for us to obtain a copy of the trial transcript.

It is my understanding that the deadline for Appellants to serve and file their initial brief is, pursuant to Rule 208, SCACR, within thirty days after receiving both transcripts. As we have only received one of the two transcripts requested on June 13, 2016, it appears that Appellants' time to serve and file their initial brief has not yet begun to accrue.

If I am mistaken, please accept this letter as Appellants' request to extend all deadlines until Appellants receive the trial transcript, which, would make Appellants' deadline to file and serve their initial brief no later than October 10, 2016, representing fifteen days to address the outstanding trial transcript issue and an additional thirty days to serve and file Appellants' initial brief. I have enclosed a check in the amount of \$25.00 for the motion fee.

With kind regards, I am

Sincerely yours,

  
Nekki Shutt, Esq.

Enclosure

cc: Stephen H. Brown, Esq. (via e-mail and U.S. Mail)  
Bonnie H. Kelly (via U.S. Mail)  
Office of Court Administration (via U.S. Mail)  
John Schmidt, Esq. (via U.S. Mail)  
Ms. Michelle Wang (via U.S. Mail)

(ctr: 5822.009) - Wang

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