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**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

Appeal from the Circuit Court of Charleston County, South Carolina

Honorable J.C. Nicholson, Jr., Circuit Court Judge

Civil Case No. 016-CP-10-1022

Appellate Case Tracking No. 2016-002130

RECEIVED

NOV 10 2016

SC Court of Appeals

Robin S. Forman, as Personal Representative of the Estate of Burton J. Apat

Respondent,

-v-

National Dental Systems, LLC, d/b/a DentalSmart

Appellant.

**MOTION REQUESTING PERMISSION
TO REQUEST TRANSCRIPT**

Paul A. Dominick
Nexsen Pruet, LLC
205 King Street, Suite 400 (29401)
P.O. Box 486
Charleston, SC 29402
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PDominick@nexsenpruet.com

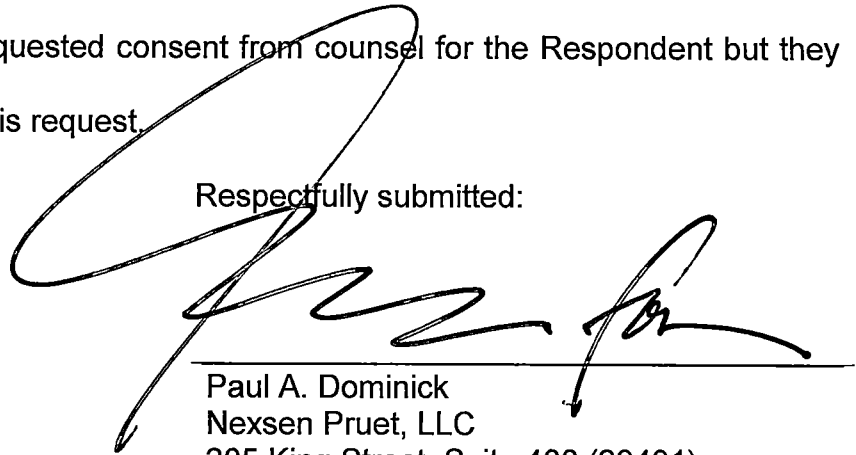
Attorneys for Appellant

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS:

NOW COMES the Appellant, National Dental Systems, LLC, d/b/a DentalSmart ("DentalSmart"), pursuant to Rule 240 of the South Carolina Appellate Court Rules, and respectfully requests the Court of Appeals to grant permission to order the transcript outside of the filing deadlines set by Rule 207 of the South Carolina Appellate Court Rules. The basis for this motion is that, through inadvertence of counsel for the Appellant the deadline was missed for the ordering of the transcript.

The Appellant has requested consent from counsel for the Respondent but they have not yet responded to this request.

Respectfully submitted:



Paul A. Dominick
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Attorneys for Appellant

November 9, 2016

Charleston, South Carolina

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Honorable J.C. Nicholson, Jr., Circuit Court Judge

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Respondent,

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Appellant.

Proof of Service for Motion for Leave

Paul A. Dominick
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Attorneys for Appellant

I, Paul A. Dominick, hereby certify that on November 9, 2016, served a copy of the **MOTION REQUESTING PERMISSION TO REQUEST TRANSCRIPT** submitted by the Appellant on counsel for the Respondent via the United States Mail, postage pre-paid, and addressed as follows:

Mark A. Mason
Salah H. Hibri
The Mason Law Firm, P.A.
Tidewatch Centre on Shem Creek
465 W. Coleman Blvd., Suite 302
Charleston, South Carolina 29464 843.884.1444

Attorneys for Respondent

Signed: 

Paul A. Dominick

Charleston, South Carolina

November 9, 2016

NEXSEN | PRUET

Paul A. Dominick
Member
Admitted in SC

November 9, 2016

Ms. Sharon Vizer
Court Reporter
PO Box 1413
Johns Island, SC 29457

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NOV 10 2016

SC Court of Appeals

Re: Robin S. Foreman, as personal representative of the Estate of Burton J. Apat vs. National Dental Systems, LLC d/b/a Dental Smart
Case No. 2016-CP-10-1022

Dear Ms. Vizer:

We represent the Defendant National Dental Systems, LLC d/b/a Dental Smart in the above entitled action. On August 3, 2016, a hearing was held before the Honorable J. C. Nicholson, Jr. Our records indicate that you were the court reporter for the hearing.

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

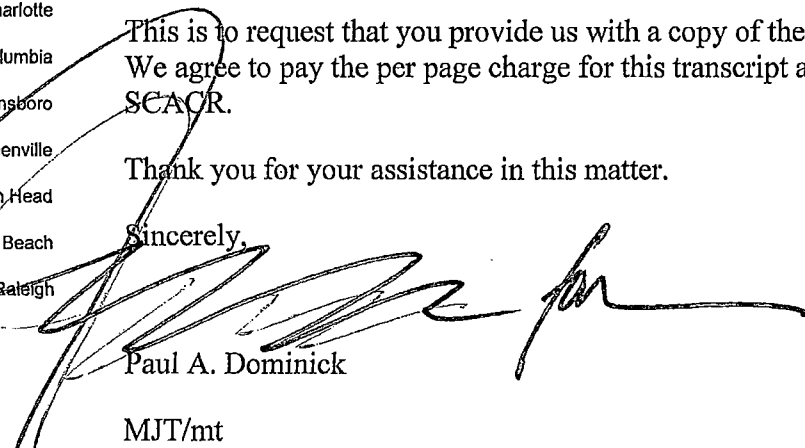
Myrtle Beach

Raleigh

This is to request that you provide us with a copy of the transcript of the proceedings. We agree to pay the per page charge for this transcript as provided by Rule 207, SCAOR.

Thank you for your assistance in this matter.

Sincerely,


Paul A. Dominick

MJT/mt

cc: S.C. Court Administration
Clerk, Court of Appeals
Mark Mason, Esquire

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Paul A. Dominick
Member
Admitted in SC

November 9, 2016

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

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SC Court of Appeals

Re: Robin S. Foreman, as personal representative of the Estate of Burton J.
Apat vs. National Dental Systems, LLC d/b/a Dental Smart
Appellate Case Tracking No. 2016-002130

Dear Madam Clerk:

Enclosed for filing is the original and one (1) copy of Appellant's Motion Requesting Permission to Request Transcript in the above-referenced matter. Also enclosed is our check in the amount of \$25.00 for the filing fee and a copy of the letter sent to the court reporter. At your convenience, please return a clocked copy of the Motion in the envelope enclosed.

By copy of this letter, I am hereby serving same upon opposing counsel.

If you have any questions or comments, please do not hesitate to contact me.

Very truly yours,


Paul A. Dominick

PAD/tj

Enclosures

cc: Mark A. Mason, Esquire

Charleston

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Columbia

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Myrtle Beach

Raleigh

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