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December 21, 2016

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Via Hand-Delivery

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

DEC 21 2016

SC Court of Appeals

**Re: Palmetto Wastewater Reclamation, LLC, d/b/a Alpine Utilities v.
RBF Enterprises, LLC d/b/a McDonald's
Appellate No: 2016-002272
Case No: 2016-CP-32-00474
Firm No: 6532.001**

Dear Ms. Kitchings:

Yesterday I received Palmetto Wastewater Reclamation, LLC's ("Alpine") return to RBF Enterprises, LLC's ("McDonald's") Motion to Order Transcript Outside of Filing Deadline. In response to Alpine's return, McDonald's would inform the Court that the transcript of the hearing has now been prepared by the court reporter, and counsel for McDonald's obtained a copy of the transcript yesterday.

McDonald's acknowledges that because it filed its Notice of Appeal on November 9, 2016, the deadline to order the transcript was November 19, 2016, per Rule 207(a), SCACR. Also, according to the timeline set forth in Rule 207, SCACR, the court reporter would then have had 60 days (not counting any extensions) to prepare the transcript. This means the court reporter would have had until January 8, 2017, to prepare and provide a copy of the transcript of the hearing. Despite McDonald's delay in requesting the transcript, McDonald's has now obtained the transcript well within the timeline outlined in Rule 207, SCACR. Because the transcript has now been prepared and received by McDonald's, there will be no delay in the briefing schedule for this case, and Alpine is in no way prejudiced by this Court permitting briefing to now proceed.

McDonald's reiterates its request that this Court grant its Motion to Order Transcript Outside of Filing Deadline and permit briefing to proceed as normal.

[Signature on following page]

The Honorable Jenny Abbott Kitchings
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With kind regards, I am

Sincerely yours,



Kathleen McDaniel

KMM/jrw

cc: D. Reece Williams, III, Esq.
John M. S. Hoefler, Esq.
Andrew J. D'Antoni, Esq.

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