

Kyle J. White
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Gallivan, White & Boyd, P.A.
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February 28, 2017

RECEIVED

MAR 03 2017

SC Court of Appeals

Office of Court Administration
1220 Senate Street
Suite 200
Columbia, SC 29201

Re: Joshua T. Hawkins, Appellant, v. John Costanzo, Respondent
Appellate Case No.: 2017-000156

Dear Sir or Madam:

We received a notice, dated February 23, 2017, stating that our request dated February 17, 2017, needed to be sent to the Office of Court Administration. In accordance with that letter, we are enclosing the documents sent to The Honorable Jenny Abbott Kitchings, Clerk of Court, South Carolina Clerk of Appeals on February 17, 2017.

Thank you for your assistance in this matter. Should you have any questions, or need any additional information concerning this case, please do not hesitate to give me a call.

Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.

Kyle J. White

KJW/ss

Enclosures

cc: ✓ The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Benjamin B. Davis, Esquire
Helen F. Hiser, Esquire
Jonathan Gregory Lane, Esquire

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

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SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Chief Administrative Judge

Case No. 2017-000156

Joshua T. Hawkins.Appellant,

v.

John Costanzo. Respondent.

**APPELLANT'S MOTION REQUESTING PERMISSION TO ORDER THE
TRANSCRIPT OUTSIDE OF THE FILING DEADLINE**

Pursuant to Rule 207 of the South Carolina Appellate Court Rules, the Appellant, Joshua T. Hawkins, herewith moves the Court for an order granting him a ten (10) day extension of time in which to request permission to order the transcript outside of the filing deadline. Appellant's request to order the transcript from the court reporter was due on or before February 6, 2017. With a ten (10) day extension, Appellant's request to order the transcript from the court reporter would be due on or before February 16, 2017.

The extension requested herein is necessitated by a certificate of service which includes an earlier date than the date that the Notice of Appeal was actually served. In

light of the foregoing, the Appellant, Joshua T. Hawkins, respectfully requests a ten (10) day extension of time until and including February 16, 2017, to have sufficient time to order the transcript from the court reporter. Counsel for the Respondent has consented to this request.

Finally, the Appellant also respectfully requests that this Court hold the briefing time in abeyance until such time as this motion may be considered and ruled upon.

Respectfully submitted,



Kyle J. White, Esq. S.C. Bar #101426
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Attorneys for Appellant

February 17, 2017

PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Chief Administrative Judge

Case No. 2017-000156

John Costanzo,

Respondent,

v.

Joshua T. Hawkins,

Appellant.

PROOF OF SERVICE

I certify that I have served the Motion Requesting Permission to Order the Transcript Outside of the Filing Deadlines on John Costanzo by depositing a copy of it in the United States Mail, postage prepaid, on February 17, 2017, addressed to his attorneys of record:

Benjamin B. Davis, Esquire
McAngus Goudelock & Courie, LLC
Post Office Box 650007
Mount Pleasant, South Carolina 29456

Helen F. Hiser, Esquire
McAngus Goudelock & Courie, LLC
Post Office Box 650007
Mount Pleasant, South Carolina 29456

Jonathan G. Lane, Esquire
McAngus Goudelock & Courie, LLC
Post Office Box 650007

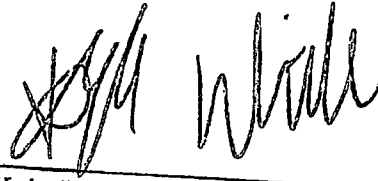
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MAR 03 2017

SC Court of Appeals

Mount Pleasant, South Carolina 29456

February 17, 2017

A handwritten signature in black ink, appearing to read "KJ White". The signature is written in a cursive style with a horizontal line underneath it.

Kyle J. White, S.C. Bar #101426
Gallivan, White & Boyd, P.A.
One Liberty Square
55 Beattie Place, Suite 1200
Greenville, South Carolina 29601
Attorney for Appellant

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February 13, 2017

Wanda H. Rowe
Post Office Box 146
Beaufort, SC 29901-0146

Re: Joshua T. Hawkins v. John Costanzo
Civil Action No.: 2014-CP-07-1156

Dear Wanda:

We are writing to request a copy of the transcript for the December 5, 2016 trial in the matter of *Hawkins v. Costanzo*, C.A. No. 2014-CP-07-1156 in the Beaufort County Court of Common Pleas. The presiding judge was the Honorable Carmen T. Mullen. This transcript is being request for the purpose of appeal, so please acknowledge this request within two weeks of receipt and advise as to the cost to obtain the transcript.

If you have any questions, feel free to contact our office.

Sincerely,

GALLIVAN, WHITE & BOYD, P.A.

Kyle J. White

KJW/ss

Enclosures

cc: Ben Davis (via email and US mail)

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MAR 03 2017

SC Court of Appeals

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February 17, 2017

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

Re: Joshua T. Hawkins, Appellant, v. John Costanzo, Respondent
Appellate Case No.: 2017-000156

Dear Ms. Kitchings:

Enclosed for filing please find the originals and six copies each of Motion Requesting Permission to Order the Transcript Outside of the Filing Deadlines and Proof of Service in the above-referenced matter. Also enclosed is a copy of our letter sent to the court reporter requesting the transcript. Also enclosed is our firm check in the amount of \$25.00 for the filing fee for this motion. I would appreciate your filing the original documents, clocking the copies thereof and returning them to me in the enclosed envelope. By copy of this letter, I am serving counsel of record with a copy of these documents.

Thank you for your assistance in this matter. Should you have any questions, or need any additional information concerning this case, please do not hesitate to give me a call.

Sincerely yours,

GALLIVAN, WHITE & BOYD, P.A.

Kyle J. White

KJW/ss
Enclosures

cc: Benjamin B. Davis, Esquire
Helen F. Hiser, Esquire
Jonathan Gregory Lane, Esquire



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02/28/2017

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The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

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