

FORM 11
LETTER ORDERING TRANSCRIPT FROM COURT REPORTER

3-14-2017

To;
Office of Court administration

The Honorable Rosalyn W. Frierson
Director, South Carolina Court Administration
1220 Senate Street, Suite 200
Columbia, South Carolina 29201

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MAR 15 2017

SC Court of Appeals

James Lockemy chief Judge
1220 Senate Street
Columbia, South Carolina 29201

Jane Doe Court report
Court of Common pleas
Ninth Judicial Circuit
100 broad ST
Charleston SC 29401

Court of Common Pleas Court Reporter

James Lockemy Chief Judge

Office of Court Administration

Hearings in the following Courts;

Kristi Harrington, Circuit Court Judge
Dennis Markley, Circuit Court Judge

Case No. 2015CP1002824

David Scot Lynd

VS

Isle of Palms Police Department

South Carolina Law Enforcement Division

Dawn Caldwell

Dear Jane Doe Court reporter

On 9-2-15, the above case was tried before the Dennis Markley, Circuit Court Judge, in Charleston County. I have been unable to locate who was the court reporter for this case.

On 4-26-16 the above case was tried before Kristi Harrington, Circuit Court Judge in Charleston County. I have been unable to locate who was the court reporter for this case.

I request that you provide me with a transcript of the proceedings. Please transcribe the entire record of both proceedings.

I agree to pay the per page charge for this transcript as provided by Rule 607, SCARP, as indigent.

David S. Lynd
2605 Rustown Dr.
Mesquite TX 75150
469-323-1751

Counsel for defendants

Timothy Domin
126 Seven Farms Dr.,
Ste. 200
Charleston SC 29492

Dorsel, Christopher Thomas
3 Wesley Drive
Charleston SC 29407

Morrison, David Leon
7453 Irmo Dr.,
Ste. B
Columbia SC 29212

Jenny kitchens Clerk

3-14-17

James Lockemy chief Judge

Office of Court administration

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SC Court of Appeals

Re: case# 2016 - 002024

Sirs,

The transcripts have already been requested twice, on 8-29-16, 10-16-16. I also requested the record on the same dates. If you would quit playing games with the filings to help cover for the state and IOP you would not be named in a civil rights violation case in Texas.

Prior filing see attached.

Sincerely

David Lynd

2605 Rustown

Mesquite Tx 75150

Certificate of Service

I hereby certify that the above named parties were served this **letter/motion** by **U.S. mail on 3-14-17** to the address on file with the court shown below.

David Lynd

Timothy Domin
126 Seven Farms Dr.,
Ste. 200
Charleston SC 29492

Dorsel, Christopher Thomas
3 Wesley Drive
Charleston SC 29407

Morrison, David Leon
7453 Irmo Dr.,
Ste. B
Columbia SC 29212

Fax Cover

To Company:
To Name: S.C. Court of Appeals
To Fax#: 803-734-1839

From Company:
From Name: david lynd
From Fax: -
From Email: dscotlyn@yahoo.com

Subject: mailed notices

again you mail a 10 day notice, that i dont get in 10 days.

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SC Court of Appeals

Certificate of Service

I hereby certify that the above named parties were served this notice of appeal by certified mail on 3-14-2017 to the address on file with the court shown below.

David Lynd

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SC Court of Appeals

**FORM 14
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY

Court of Common Pleas

Kristi Harrington, Circuit Court Judge
Dennis Markley, Circuit Court Judge

Case No. 2015CP1002824

David Scot Lynd

VS

Isle of Palms Police Department

South Carolina Law Enforcement Division

Dawn Caldwell

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SC Court of Appeals

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following be included in the Record on Appeal:

1. Order of September 9, 2015;
2. Order of May 10, 2016; *docket entry: order never filed
3. Complaint;
4. Answer;
5. Transcript of Proceedings

I certify that this designation contains no matter which is irrelevant to this appeal.

3-14-2017

David Lynd
2605 Rustown
Mesquite Tx 75150
469-323-1751

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**FORM 12
NOTICE THAT TRANSCRIPT HAS NOT
BEEN TIMELY RECEIVED**

**NOTICE OF FAILURE OF THE CLERK OF THE COURT OF APPEALS
TO PROPERLY FILE DOCUMENTS AND NOTICE APPELLANT**

3-14-17

The Honorable Rosalyn W. Frierson
Director, South Carolina Court Administration
1220 Senate Street, Suite 200
Columbia, South Carolina 29201

RE: Case No. 2015CP1002824

David Scot Lynd

VS

Isle of Palms Police Department

South Carolina Law Enforcement Division

Dawn Caldwell

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SC Court of Appeals

Dear Ms. Frierson:

On 8-29-16, the transcript of the proceedings in this case was ordered. As well as the trial record as the rules stated. On 3-4-17, the Clerk of the Court of Appeals sent notice that the request had not been filed.

The request for transcripts and record, and prior clerk complaints dated 10-18-16 that outlined the numerous errors was c.c. copied to you by certified mail # 7016-0750-0000-4070-8599. See attached mail receipts

As of this day, appellant has not received the transcript from the court reporter, nor the record been supplied. I am again facing numerous threats of dismissal from the clerk. The clerk did not file the request not has the clerk fwd the complaints to Chief Lockemy that I have sent to address the issues.

Again I get a letter threatening dismissal dated 3-4-17 stating I have ten days to reply. It arrived on 3-14-17 and I retrieved it out of the mail box at 6pm on that date, the time limit having already lapsed.

I have sent numerous request for some sort of email notices, or time extensions on these 10 day limits that has gone unanswered. I paid counsel Greenberg in South Carolina \$2,500.00 dollars to handle the appeal and filing and record fees.

He was allowed to withdraw without returning the money, BECAUSE Mrs. Kitchens again didn't send me a timely notice to reply, to his withdrawal that he filed. **Nor did he serve me notice of the motion to withdraw.**

Mr. Greenberg can show no email, mail, or certified notice of his motion to withdraw. Thereby I was given no service and his certificate of service is perjury. I had no notice to his motion and only found out about it after the motion was granted.

It is the responsibility of your office to verify service is done if disputed. I am disputing service on Mr. Greenberg's motion to withdraw. I ask you order Greenberg to produce proof of mailing of his motion.

I for a third time request someone figure out how the notices can be sent other than slow snail mail.

Also be advised I have been forced to file a civil right case in federal court here in Texas for due process and equal protection violations in the handling of this case.

Also take note that the original dismissal is a clerical error by a misreading of the date. The 2 year SOL expired on 5-16-15. The court ruled it was due 5-16-15. That day fell on a Saturday the case was filed the following Monday 5-18-15. It is the clerk's job to rectify these filling dates, a simple look at a calendar shows this. Does the S. Carolina courts and clerks really want to have that exposed as such a trivial error nobody choose to fix because the case is against the local Police and State law enforcement. Looks rather obvious to every one else.

Sincerely

David Lynd

2605 Rustown

Mesquite Tx 75150

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