

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

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APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

SC Court of Appeals

L. Casey Manning, Circuit Court Judge

Case No. 2015-CP-400-4289
Appellate Case No. 2016-001847

South Carolina Procurement Review Panel, South Carolina Budget and Control Board, Office of Information Technology, South Carolina Department of Administration, Chief Procurement Officer Michael SpicerRespondent

vs.

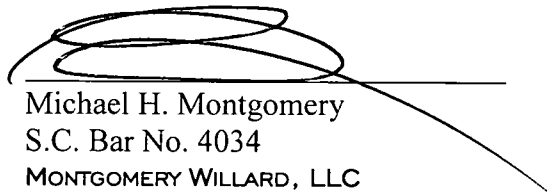
New Venue Technologies, Inc.Appellants.

**RESPONDENTS, SOUTH CAROLINA BUDGET AND CONTROL BOARD,
OFFICE OF INFORMATION TECHNOLOGY,
SOUTH CAROLINA DEPARTMENT OF ADMINISTRATION
SUPPLEMENTAL INFORMATION
FOR THE REPLY TO MOTION TO REINSTATE**

Respondent, the State of South Carolina submits the attached exhibits supporting its assertion that the Appellants failed to comply with the South Carolina Appellate Court Rules in making a timely Order of the Transcript and further failed to Comply with the Court’s express instruction in its January 31, 2017 letter to “within ten days of the date of this letter, you must file a copy of the letter showing that you have timely ordered the transcript from the cour reporter.” The record reflects no evidence that a letter containing the scope of the request for the transcript set out in Form 11 was ever issued, as reflected by the attached letter from Ms. Riley to Court Reporter and copy of the envelope postmarked February 15, 2017. This correspondance was

obtained from the Court Reporter, (Exhibit A) the Court reporter did not acknowledge the transcript Order until March 14, 2017. Appellants present no evidence to the Court substantiating that any letter was delivered to the Court on February 10, 2017, as asserted in the Motion. The attached letter to the Court reporter reflects that the only communication that has been obtained was postmarked on February 15, 2017 – five days later.

Respectfully submitted,



Michael H. Montgomery
S.C. Bar No. 4034
MONTGOMERY WILLARD, LLC
1002 Calhoun Street (29201)
Post Office Box 11886
Columbia, South Carolina 29211
Telephone: (803) 779-3500

ATTORNEYS FOR RESPONDENTS

March 22, 2017

Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2015-CP-400-4289
Appellate Case No. 2016-001847

South Carolina Procurement Review Panel, South Carolina Budget and Control Board, Office of Information Technology, South Carolina Department of Administration, Chief Procurement Officer Michael Spicer Respondent

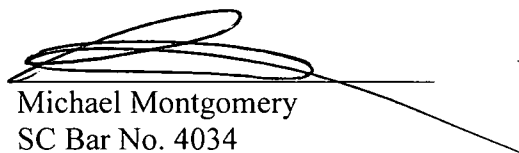
vs.

New Venue Technologies, Inc.Appellants.

PROOF OF SERVICE

I certify that I have served the **RESPONDENTS, SOUTH CAROLINA BUDGET AND CONTROL BOARD, OFFICE OF INFORMATION TECHNOLOGY, SOUTH CAROLINA DEPARTMENT OF ADMINISTRATIONS SUPPLEMENTAL INFORMATION TO THE RETURN TO APPELLANTS MOTION TO REINSTATE** on the Appellant, by depositing a copy of each in the United States Mail, postage prepaid, on the 22ND day of March 2017, addressed to her attorney of record, Mr. Geoffrey Kelly Chambers, Esquire, 411 Walnut Street, #10646, Green Cove Springs, Florida 32043-3443.

MONTGOMERY WILLARD, LLC


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Phone: 803-799-3500
mhm@montgomerywillard.com
Attorney for the Respondents

EXHIBIT

“A”

Rec'd 2/15/17

February 2017

Terris S. Riley
497 Langford Road
Blythewood, SC 29016

Meg A. Mollohan
182 Derby Drive
West Columbia, SC

Dear Ms. Mollohan,

I am writing to request the following transcripts:

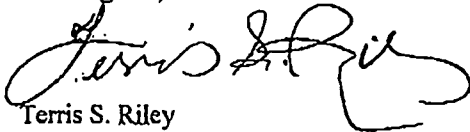
Richland County Case Number: 2014CP4006379
June 28, 2016
Judge Manning
Courtroom 2E

Richland County Case Number: 2015CP4004289
June 28, 2016
Judge Manning
Courtroom 2E

Ms. Mollohan, please contact me at 803-429-0924 as soon as possible to advise as to whether there is a fee or any additional information required in order to fill my request. Also, my email address is terris.riley@gmail.com and if it is more convenient for you, please feel free to email this information.

Thank you, Ms. Mollohan. I look forward to hearing from you.

Kind regards,



Terris S. Riley

Cc: Geoffrey K. Chambers, CPERL Group, LLC.

20 min
160628. P 2105 /
BU BU

STDP@SCOUTS
Landy.Kerr@nelsonmiller.com



COLUMBIA, SC 290

15 FEB 2017 4:41 L

Riley
499 Langford Road
Blythewood SC 29016

Ms. Meg Mollohan
182 Derby Drive
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29170-330582

