

THE STATE OF SOUTH CAROLINA
In The South Carolina Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

Honorable Cordell Maddox, Circuit Court Judge
Oconee County - Trial Court Case No. 2012CP3700902

Case No. 2017-000294

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APR 10 2017
SC Court of Appeals

Alexander Pastene

Appellant,

v.

Marion R. McMillan and Synergy Spine Center, P.A.

Respondents.

**MOTION IN RESPONSE TO ORDER OF DISMISSAL
BY SOUTH CAROLINA COURT OF APPEALS
FILED APRIL 4, 2017, RULES 207 & 262 SCACR**

Appellant, Alexander Pastene, did provide proof of having served his request to order the transcripts onto Recorder Vivian Cross, as required by Rule 207 and Rule 262 of the SCACR, and the Court letters dated February 28th, 2017, on February 15, 2017, (see copies of USPS receipt and Postal Money Order #19666226352, dated 2-15-17, enclosed herewith). In addition, he did notify opposing counsel, as required.

As per information by Court Recorder Vivian Cross, copy of the transcript of December 12, 2016, will be mailed out to Plaintiff Pastene on or before April 15, 2017, within the sixty (60) days allowed by statute. As of today's date (4-7-2017) Appellant Pastene has not received the transcripts as yet, although these are still not due until the 15th day of April, 2017. Wherefore he pleads that the Order of Dismissal is vacated.

Respectfully submitted,



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Appearing *pro se*
April 7th, 2017

cc.

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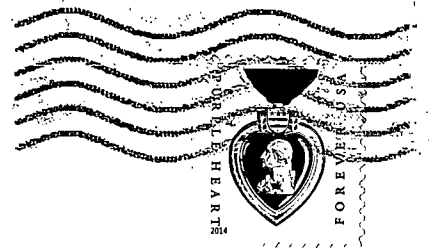
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SC Court of Appeals

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