

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY

Court of Common Pleas

Clifton Newman, Circuit Court Judge

Case No. 2017-CP-45-224

Appellant Case No: 2017-001077

RECEIVED

MAY 30 2017

SC Court of Appeals

April Grant, as Personal  
Representative of the Estate of  
Barrett Demetric Jeremiah Mack,

Respondent,

v.

Necole Binyard, as Personal  
Representative of the Estate of  
Harry Rufus Emanuel Washington,

Appellant.

MOTION FOR PERMISSION TO ORDER  
LATE TRANSCRIPT

Respondent, Necole Binyard, through her attorney, William J. Barr, moves before this Court to grant permission to order late transcript and says in support thereof that:

1. The Appellant filed a Notice of Appeal in the above-referenced case on April 28, 2017.
2. Appellant's counsel experienced a change in its employees and the tally of time was calculated incorrectly as the new employee believed the transcript should have been ordered within thirty (60) days of the date of service of the Notice of Appeal.
3. Consequently, this motion is being made for the Court to issue an Order to allow transcription of the applicable hearing proceedings outside the filing deadlines (see attached letter to Court Reporter).

4. Until the transcript is filed, appellate counsel cannot prepare the brief.

**WHEREFORE**, the Respondent moves for permission to order the late transcript and for the dates of the Brief on Appeal to be computed from the filing of the transcript.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'William J. Barr', is written over a horizontal line.

William J. Barr  
South Carolina Bar No: 546  
108 N. Academy Street  
Kingstree, SC 29556  
843-355-5444  
Attorney for Appellant

May 25, 2017



**Barr Law LLC**  
William J. Barr  
Attorney At Law  
108 North Academy Street  
Kingstree, South Carolina 29556  
Telephone: (843) 355-5444 or 355-5445  
Fax: (843) 355-5194  
E-mail: barrlaw@ftc-i.net



May 25, 2017

Krystal J. Smith  
Court Reporter  
PO Box 13563  
Florence, SC 29504

**VIA US MAIL ONLY**

**Re: April Grant, as Personal Representative of the Estate of Barrett Demetric Jeremiah Mack, Respondent, v. Necole Binyard, Appellant, Case No.2017-CP-45-224**

Dear Ms. Smith:

On March 30, 2017, the above referenced case was tried before Judge Clifford Newman, Third Judicial Circuit Court Judge, in Williamsburg County. My records indicate that you are the Reporter for this case.

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "W. Barr".

William J. Barr  
108 N. Academy Street  
Kingstree, SC 29556  
843-355-5444  
Attorney for Appellant

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MAY 30 2017

**SC Court of Appeals**

cc: Ronnie Sabb, Esquire  
Jonathan Robinson, Esquire  
Ashley Nance, Esquire

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PROOF OF SERVICE

I certify that I have served the Motion for Permission to Order late Transcripts on April Grant by depositing a copy of it in the United States Mail, postage prepaid, on April 28, 2017, addressed to her attorney of record, Ronnie Sabb, 108 West Main Street, Kingstree, SC 29556 in addition to Jonathan M. Robinson, 935 Broad Street, Camden, SC 29020 and Ashley B. Nance 504 S Coit Street Florence, SC 29501.

May 25, 2017



William J. Barr  
South Carolina Bar No: 546  
108 N. Academy Street  
Kingstree, SC 29556  
843-355-5444  
Attorney for Appellant



**Barr Law LLC**  
William J. Barr  
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Fax: (843) 355-5194  
E-mail: barrlaw@ftc-i.net



**RECEIVED**

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SC Court of Appeals

May 25, 2017

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

**VIA FAX & US MAIL ONLY**  
(803) 734-1839

**Re: April Grant, as Personal Representative of the Estate of Barrett Demetric Jeremiah Mack Respondent, v. Necole Binyard, Appellant,**  
**Appellant Case No: 2017-001077**

Dear Ms. Kitchings:

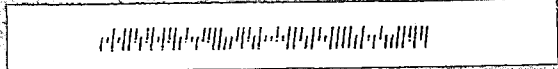
Enclosed please find the original motion and six (6) copies for filing in connection with the above referenced matter. Please return the filed copies marked true and certified to this office in the stamped, self-addressed envelope provided for your convenience. If you have any questions, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "William J. Barr".

William J. Barr  
Attorney at Law  
WJB/kmb

enclosure(s)



**Barr Law LLC**  
William J. Barr  
Attorney At Law  
108 North Academy Street  
Kingstree, South Carolina 29556



Jenny Abbott Kitchings  
Clerk, SC Court of Appeals  
P. O. Box 11629  
Columbia, SC 29211

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