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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HAMPTON COUNTY  
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

Case No. 2016-CP-25-00409  
Appellate Case No. 2017-00158

RECEIVED  
JUN 15 2017  
SC Court of Appeals

Calvin Clark, ..... Respondent,  
  
v.  
  
U.S. Money Shops of South Carolina, LLC and Claude  
M. Beacham, Jr. d/b/a Recovery, Inc. and Wrecker  
Service, ..... Defendants,  
  
Of whom U.S. Money Shops of South Carolina, LLC is  
..... Appellant.

**Motion to order transcript out of time as requested by the Court**


This motion responds to the Court’s letter dated June 14, 2017 regarding the transcript in this matter. Rule 208(a)(1), SCACR allows Appellant to proceed with the appeal without a transcript by providing: “Brief of Appellant . . . if no transcript is ordered, within thirty (30) days after serving the notice of appeal, appellant shall serve one copy of his brief on all parties to the appeal” and file same with the Court. Accordingly, Appellant filed and served a motion for an extension of time to file and serve its Initial Brief of Appellant on June 14, 2017. Appellant timely moved for that extension after filing of the notice of appeal.

The Court’s letter of June 14th required that Appellant request the transcript or face dismissal of the appeal, stating Appellant “must file a copy of the letter [to the court reporter],

along with a motion requesting permission to order the transcript . . . .” Appellant requested an expedited transcript from the court reporter by letter dated June 14, 2017. See attached.

Appellant requests that the Court allow Appellant to obtain the transcript as directed by the Court’s letter of June 14th. Appellant further requests that the briefing deadline be stayed pending receipt of the transcript per Rule 208(a)(1), SCACR, and the Court return the filing fee for Appellant’s June 14th motion for an extension of time. The filing fee should be returned because the Court’s request that the transcript be ordered rendered the motion for an extension of time unnecessary.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:   
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803.799.2000

Attorneys for U.S. Money Shops of South Carolina, LLC

Columbia, South Carolina

June 15, 2017

*Attachment*

# Nelson Mullins

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June 14, 2017

## Via Electronic Mail and U.S. Mail


[mrhill@sccourts.org](mailto:mrhill@sccourts.org)  
M. Rebecca Hill  
South Carolina Circuit Court Reporter  
522 Dowling Ave.  
Walterboro, SC 29488

RE: Calvin Clark v. U.S. Money Shops of South Carolina, LLC, et al.  
Civil Action No. 2016-CP-25-00409  
Appellate Case No. 2017-001158  
Our File No. 53377/01500

Dear Ms. Hill:

On behalf of Appellant U.S. Money Shops of South Carolina, this letter is to request an expedited transcript of the April 10, 2017 motions hearing before the Honorable Carmen Mullen in the above matters. Please contact me at your earliest convenience to coordinate payment arrangements for this expedited transcript request. Thank you in advance for cooperation

Very truly yours,

  
Meredith S. Keane  
Senior Paralegal to  
Michael Anzelmo

MSK:mk

cc: South Carolina Court Administration – D. Allen  
R. Alexander Murdaugh, Esquire  
Neil E. Alger, Esquire  
Mr. Claude M. Beacham, Jr.

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Service, ..... Defendants,

Of whom U.S. Money Shops of South Carolina, LLC is  
..... Appellant.

**PROOF OF SERVICE**

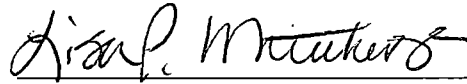
I, the undersigned Administrative Assistant of the law offices of Nelson Mullins  
Riley & Scarborough LLP, attorneys for U.S. Money Shops of South Carolina, LLC, do hereby  
certify that I have served all counsel in this action with copies of the pleading(s) hereinbelow  
specified to the following address(es):

Pleadings: **Motion to Order Transcript Out of Time as Requested by the Court**

Counsel Served: **U.S. Mail**  
R. Alexander Murdaugh, Esquire  
Neil E. Alger, Esquire  
Peters, Murdaugh, Parker, Altzroth & Detrick, P.A.  
101 Mulberry St. E. (29924-3421)  
Post Office Box 457  
Hampton, SC 29924-0457

**U.S. Mail**

Claude M. Beacham, Jr. d/b/a  
Recovery, Inc. and Wrecker Service  
456 Riley Road  
Cordova, SC 29039



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Lisa P. Whitehurst  
Administrative Assistant

June 15, 2017

# Nelson Mullins

## Nelson Mullins Riley & Scarborough LLP

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June 15, 2017

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

RE: Calvin Clark v. U.S. Money Shops of South Carolina, LLC, et al.  
Civil Action No. 2016-CP-25-00409  
Appellate Case No. 2017-001158  
Our File No. 53377/01500

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of a Motion to Order Transcript Out of Time as Requested by the Court in regard to the above-referenced matter. We would ask that you file the original and return a clocked-in copy to us via our courier. Also enclosed is our check in the amount of \$25.00 as the required filing fee.

By copy of this letter to counsel of record, we are serving them with a copy of this motion.

Very truly yours,



Michael J. Anzelmo

MJA:lpw

Enclosures

cc: R. Alexander Murdaugh, Esquire  
Neil E. Alger, Esquire  
Mr. Claude M. Beacham, Jr.

**RECEIVED**

JUN 15 2017

SC Court of Appeals