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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

R. Keith Kelly, Judge

Appellate Case No. 2017-001009

**RECEIVED**

Caitlyn Langham

Appellant, JUN 12 2017

vs.

**SC Court of Appeals**


Officer Russell Porter,  
City of Spartanburg, Spartanburg Police  
Department and WALMART, Inc.,

Respondents

**MOTION FOR LEAVE TO FILE OUTSIDE OF TIME TO ORDER  
TRANSCRIPT FROM COURT REPORTER**

On May 12, 2017, Appellant filed a Motion to Stay this appeal, pending resolution of all causes of action against Defendant WALMART. Said motion was denied by this Honorable Court on June 1, 2017. Appellant respectfully requests this Honorable Court to grant her Motion to File Outside of Time to Order Transcript from Court Reporter. Appellant is grateful for any considerations this Honorable Court may bestow upon her.

June 8, 2017

  
\_\_\_\_\_  
Donald L. Smith (SC Bar #: 6699)  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

**FORM 7  
PROOF OF SERVICE  
MOTION FOR LEAVE TO FILE OUTSIDE OF TIME TO ORDER  
TRANSCRIPT FROM COURT REPORTER, MOTION FOR EXTENSION  
OF TIME TO ORDER TRANSCRIPT, AND FORM 11**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

R. Keith Kelly, Judge

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Appellate Case No. 2017-001009

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SC Court of Appeals

Caitlyn Langham

Appellant,

vs.

Officer Russell Porter,  
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Respondents.

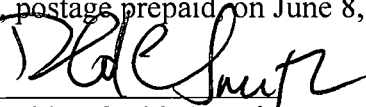
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**PROOF OF SERVICE**

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I certify that I have served a copy of the Motion for Leave to File Outside of Time To Order Transcript, Motion for Extension of Time to Order Transcript, and a copy of Form 11, upon The Honorable Jenny Abbott Kitchings, Clerk, South Carolina Court of Appeals, PO Box 11629, Columbia SC 29211, The Honorable Hope Blackley, Spartanburg Clerk of Court, at 180 Magnolia., Spartanburg, S.C. 29306, Lee Ellen Bagley, Esquire, at 3700 Forest Drive, Suite 400, Columbia, SC 29204, James D. Jolly Jr., Esquire at 1805 North Blvd., Anderson, SC 29622, and the Office of Court Administration at 1220 Senate Street, Suite 200, Columbia, SC 29201, by depositing a copy of it in the United States Mail, postage prepaid, on June 8, 2017.

June 8, 2017

  
Donald L. Smith, Esquire  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

# ATTORNEY OFFICE OF DONALD SMITH

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[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

Donald L. Smith, Esquire

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June 8, 2017

Office of Court Administration  
1220 Senate Street, Suite 200  
Columbia, SC 29201

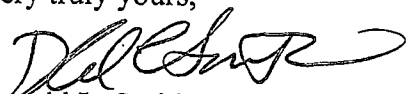
**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
Appellate Case No. 2017-001009**

To Whom It May Concern:

Please find enclosed a copy of Appellant's Motion For Leave to File Outside of Time to Order Transcript from Court Reporter, Motion for Extension of Time to Order Transcript, Form 11, and Proof of Service for the same, which I have filed in the above-mentioned case.

If you should have any questions, please do not hesitate to contact my office.

With highest regards, I remain  
Very truly yours,



Donald L. Smith  
DLS/aaf  
Enclosures

**RECEIVED**

JUN 12 2017

**SC Court of Appeals**

Cc:

The Honorable Jenny Abbott Kitchings  
The Honorable  
Ellen Bagley, Esquire  
James D. Jolly, Esquire  
Michael R. Watts

**ATTORNEY OFFICE OF DONALD SMITH**

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June 8, 2017

James D. Jolly, Jr. Esquire  
LOGAN, JOLLY & SMITH  
1805 North Boulevard  
Anderson, South Carolina 29622

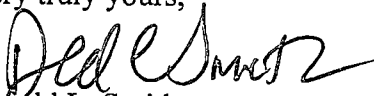
**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
Appellate Case No. 2017-001009**

Dear Mr. Jolly:

Please find enclosed a copy of Appellant's Motion For Leave to File Outside of Time to Order Transcript from Court Reporter, Motion for Extension of Time to Order Transcript, Form 11, and Proof of Service for the same, which I have filed in the above-mentioned case.

If you should have any questions, please do not hesitate to contact my office.

With highest regards, I remain  
Very truly yours,



Donald L. Smith  
DLS/aaf  
Enclosures

**RECEIVED**

JUN 12 2017

**SC Court of Appeals**

**ATTORNEY OFFICE OF DONALD SMITH**

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Facsimile: (864) 642-9285

June 8, 2017

Lee Ellen Bagley, Esquire  
GAFFNEY LEWIS & EDWARDS, LLC  
3700 Forest Drive, Suite 400  
Columbia, SC 29204

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
Appellate Case No. 2017-001009**

Dear Ms. Bagley:

Please find enclosed a copy of Appellant's Motion For Leave to File Outside of Time to Order Transcript from Court Reporter, Motion for Extension of Time to Order Transcript, Form 11, and Proof of Service for the same, which I have filed in the above-mentioned case.

If you should have any questions, please do not hesitate to contact my office.

With highest regards, I remain  
Very truly yours,



Donald L. Smith  
DLS/aaf  
Enclosures

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JUN 12 2017

SC Court of Appeals

**FORM 9**  
**LETTER TO CLERK OF LOWER COURT**  
**FILING NOTICE OF APPEAL**

June 8, 2017


The Honorable Hope Blackley  
Clerk of Court for Spartanburg County  
180 Magnolia St.,  
Spartanburg, S.C. 29306

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg,  
Spartanburg Police Department and WALMART, Inc.  
Appellate Case No. 2017-001009**

Please find enclosed a copy of Appellant's Motion For Leave to File Outside of Time to Order Transcript from Court Reporter, Motion for Extension of Time to Order Transcript, Form 11, and Proof of Service for the same, which I have filed in the above-mentioned case.

If you should have any questions, please do not hesitate to contact my office.

With highest regards, I remain  
Very truly yours,

  
Donald L. Smith  
DLS/aaf  
Enclosures

Cc.

Hon. Jenny Abbott Kitchings  
James D. Jolly, Jr., Esquire  
Lee Ellen Bagley, Esquire  
Office of Court Administration  
Michael Watts, Court Reporter

**RECEIVED**

JUN 12 2017

**SC Court of Appeals**

**FORM 8  
LETTER TO THE APPELLATE COURT CLERK  
MOTION TO FILE OUT OF TIME TO ORDER TRANSCRIPT  
FROM COURT REPORTER, MOTION FOR EXTENSION OF TIME TO  
ORDER TRANSCRIPT, AND FORM 11**

June 8, 2017

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

**RECEIVED**

JUN 12 2017

SC Court of Appeals

**RE: Caitlyn Langham v. Officer Russell Porter, City of Spartanburg, Spartanburg Police Department and WALMART, Inc.  
Appellate Case No. 2017-001009**

Dear Ms. Kitchings:

Please find enclosed the following materials:

- 1) A check amounting to \$25.00 as filing fee for the Motion to File out of Time to Order Transcript from Court Reporter and Motion for Extension of Time to Order Transcript;
- 2) Appellant's Motion For Leave to File Outside of Time to Order Transcript from Court Reporter;
- 3) Appellant's Motion for Extension of Time to Order Transcript;
- 4) Appellant's Form 11; and
- 2) Proof of Service of the same.

I am respectfully submitting these materials to the Honorable Court for consideration.

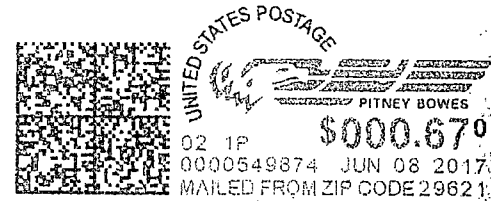
Sincerely,



Donald L. Smith, SC Bar#6699  
Attorney for Appellant  
122 N. Main Street  
Anderson SC 29621  
Telephone: (864) 642-9284  
Facsimile: (864) 642-9285  
[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

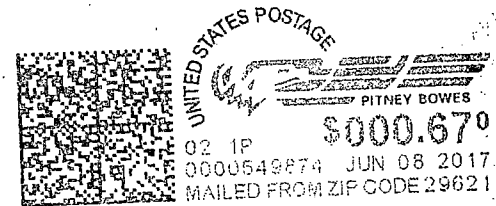
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Attorney Office of Donald Smith  
122 N. Main Street,  
Anderson, SC 29621



James D. Jolly, Esquire  
LOGAN JOLLY & SMITH  
1805 North Boulevard  
Anderson, South Carolina 29622

Attorney Office of Donald Smith  
122 N. Main Street,  
Anderson, SC 29621



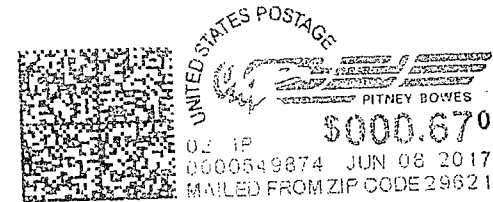
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**SC Court of Appeals**

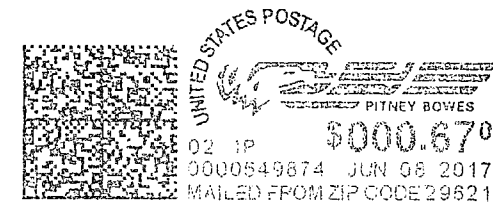
Lee Ellen Bagley, Esquire  
GAFFNEY LEWIS & EDWARDS, LLC.  
3700 Forrest Drive, Suite 400  
Columbia SC 29204

Attorney Office of Donald Smith  
122 N. Main Street,  
Anderson, SC 29621



The Honorable Hope Blackley  
Clerk of Court for Spartanburg County  
180 Magnolia St.,  
Spartanburg, SC 29306

Attorney Office of Donald Smith  
122 N. Main Street,  
Anderson, SC 29621



**RECEIVED**  
JUN 12 2017  
SC Court of Appeals

Michael R. Watts  
Circuit Court Reporter (Circuit 7)  
489 Edgewater Drive  
Gaffney, SC 29340

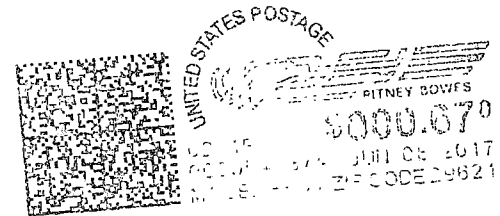
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SC Court of Appeals

Attorney Office of Donald Smith  
122 N. Main Street,  
Anderson, SC 29621

Office of Court Administration  
1220 Senate Street, Suite 200  
Columbia, SC 29201



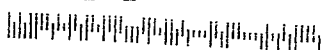
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SC Court of Appeals



Attorney Office of Donald Smith  
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Anderson, SC 29621



The Honorable Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of Appeals  
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