

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

DeAndrea G. Benjamin, Circuit Court Judge

Appellate Case No. 2017-001571

The State,

Respondent,

v.

Brian Everett Pringle,

Appellant.

MOTION FOR PERMISSION TO ORDER TRANSCRIPT OUT OF TIME

Brian Everett Pringle, through his undersigned counsel, hereby requests permission to order the trial transcript from Court Reporter Deborah McCurdy (see attached letter) outside the thirty day time frame set forth in SCACR Rule 207. The undersigned counsel is informed and believes that the Office of Indigent Defense will be handling the appeal going forward.

September 25, 2017

AUSTIN & ROGERS, P.A.



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Attorney for Appellant

Other Counsel of Record:
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OF COUNSEL:
JEFFERSON D. GRIFFITH, III

* ALSO ADMITTED IN N.C.

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SEP 27 2017

SC Court of Appeals

September 25, 2017

Deborah M. McCurdy
Circuit Court Reporter
1403 Geiger Avenue
Columbia, South Carolina 29201-1713

Re: • The State v. Brian Everett Pringle; Appellate case No. 2017-001571
Request for trial transcript: Dates of Trial—July 10, 12, 2017 in Richland County

Dear Ms. McCurdy:

I am writing to request the trial transcript from Brian Pringle's case. The case was tried on July 10-12, 2017 in Richland County General Sessions Court before Judge DeAndrea Benjamin. I will also need the transcript from sentencing that followed immediately after the jury's verdict.

My understanding is that the Office of Appellate Defense will be representing Mr. Pringle on this appeal but I received a letter from the Court of Appeals (attached) requiring me to order the transcript at this time. Please contact me with any questions.

Thank you for your assistance in this matter.

Sincerely,
AUSTIN & ROGERS, P.A.


W. Michael Duncan

cc: Richard Cathcart, Esquire
Robert M. Dudek, Esquire
J. Ben Aplin, Esquire
Hon. V. Claire Allen, Deputy Clerk, Court of Appeals
SC Office of Court Administration



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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1220 SENATE STREET
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September 14, 2017

Mr. William Michael Duncan, Esquire
PO Box 11716
Columbia SC 29211

Re: The State v. Brian Everett Pringle
Appellate Case No. 2017-001571

Dear Counsel:

Our records reflect that the time for ordering the transcript has expired. Within ten days of the date of this letter, you must file a copy of the letter showing that you have ordered the transcript directly from the court reporter, along with a motion requesting permission to order the transcript outside of the filing deadlines set by Rule 207 of the South Carolina Appellate Court Rules. Your appeal will be dismissed if no motion is made within ten days of the date of this letter.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Robert Michael Dudek, Esquire
Richard C.R. Cathcart, Sr., Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire

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PROOF OF SERVICE

I hereby certify that I have served the Motion for Permission to Order Transcript Out of Time on Assistant Solicitor Richard Cathcart by mailing a copy with proper postage affixed to him at PO Box 192, Columbia, SC 29202 on September 26, 2017.

September 26, 2017

AUSTIN & ROGERS, P.A.



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Attorney for Appellant

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COLUMBIA

SC 290

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SEP 27 2017

SC Court of Appeals

The Honorable V. Claire Allen
Deputy Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, South Carolina 29211

29211-162929

