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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas**

Marvin H. Dukes III, Master in Equity & Special Circuit Judge

**APPEAL CASE No. 2017-002270
Circuit Court Case No. 2014-CP-07-00943**

JOSEPH C. SUN Appellant

v.

**TOWN OF BLUFFTON, BLUFFTON
POLICE DEPARTMENT, BRYAN
NORBERG, ANGELA TUBBS,
JOSEPH BABKIEWICZ, CLAUDIA
HEBDA, JEFFERY DICKSON and
CHRISTIAN GONZALES. Respondents**

**MOTION FOR EXTENSION OF TIME TO
APPEAL WITHOUT TRANSCRIPT OF HEARING**

Appellant Joseph Sun is a 70 year old retiree who only has a small social security check every month as his only income. Ever since 2009, the respondents individually and/or collectively and in joint efforts with other persons have allegedly committed tortuous acts against the Appellant as stated in the complaint, causing Appellant to suffer financial losses and deplete all his savings. Not only Appellant was wrongfully imprisoned for extensive periods, he had to spend large amount of money on attorneys fees, paying bondsmen and numerous expenses to recover his vehicles wrongfully towed, wrongful eviction from his home, etc. the list can go on. There were at

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least six (6) fabricated and baseless charges lodged against the Appellant causing several arrests and imprisonment. All charges have been acquitted, found not guilty or nolo prosequi. Appellant has not been heard on any of his allegations in this case, and there has been no determination by the lower court on the merits of Appellant's amended complaint. Respondents' motion for summary judgment was granted after Appellant was denied his right to any discovery. The respondents had contributed to Appellant's financial hardship.

Appellant now has to proceed on appeal without counsel because he has no money to pay a lawyer. He only has little funds to pay for the expenses in preparing this appeal. The Notice of Appeal filed can show that there are about five (5) orders being appealed on, requiring at least five (5) transcripts of hearings. Appellant will require additional time to purchase and prepare all the transcripts. Appellant cannot afford to pay for any of the transcripts. Because Appellant is appearing pro se, he is required to pre-pay for all his transcripts.

All motions and responses filed in the case already contain lengthy and detailed briefs and affidavits. All hearings on the motions were short and did not involve any new argument or legal citation from both sides. Appellant asks the court to allow him to appeal this case without the benefit of the transcript. The copying of all the transcripts will be additional expenses which Appellant cannot afford.

Wherefore, Appellant prays the court to allow him to rely only on the records in this case to prepare his briefs without any consideration of the transcripts of all the hearings. Appellant further asks the court to extend the time to file his Initial Brief to at least 30 days after the date of the order granting his motion, or at least 60 days after the date of the order denying his motion to allow him to seek financial help to procure the transcripts.

This 7th day of November, 2017

Respectfully submitted,

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JOSEPH SUN, pro se
P. O. Box 2543
Bluffton, SC 29910
843-226-8788

PROOF OF SERVICE

This is to certify that I have this date served a copy of my Motion for Extension of Time to Appeal Without Transcripts of Hearings, by depositing a copy of same in the U.S. Mail postage prepaid to:

E. Mitchell Griffith, Esq. P. O. Box 570, Beaufort, SC 29901

And by email to:

hmeyer@griffithsharp.com
lsmyth@griffithsharp.com

mgriffith@griffithsharp.com

This 7th day of November, 2017.

JOSEPH SUN
P.O. Box 2543
Bluffton, SC 29910
843-226-8788

P. O. Box 2543
Bluffton, SC 29910

November 7, 2017

Clerk of Court
South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

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Re: Appeal Case #2017-002270

Gentlemen:

Enclosed please find my motion for extension of time to appeal without transcript of hearing, amended certificate of service to show that I have served the lower court a copy of my notice of appeal as required by Rule 203, SCACR, and the money order of \$25.00 for the filing fee of the motion.

Thank you for your attention and assistance.

Respectfully,



JOSEPH SUN

Enclosure: Motion and Amended Certificate
\$25.00 Money Order

J.C. Sun
P. O. Box 2543
Bluffton, SC 29910

Clerk of Court
South Carolina Court of Appeals
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Columbia, SC 29211

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