

June 24, 2018

South Carolina Court Administration
Desiree Allen, Court Reporting Manager
1220 Senate Street, Suite 200
Columbia, S.C. 29201

RECEIVED
JUN 27 2018
SC Court of Appeals

Re: Circuit Court Reporter Lisa M. Scott Rules Violation Notice: in re of State v. George Cleveland, III; case numbers: 2012-GS-23-07504-06

Dear Ms. Allen,

On **June 08, 2018**, Circuit Court Reporter Lisa M. Scott responded to my email regarding my challenge to my transcript in the above captioned case for the **February 23, 2018** hearing held at the Anderson County General Sessions Court; Judge McIntosh presided, see *exhibit 1*.

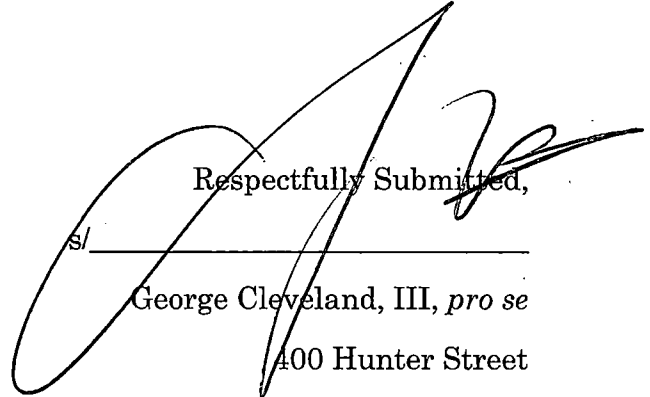
On **June 23, 2018** (see *exhibits 6-7*), I received in the mail the corrected transcript where Ms. Scott put "*L. Travis Holcombe*" in as the Probation Official that represented the S.C. Probation Office of the Anderson County Office at the hearing. I asked Ms. Scott to obtain letterhead confirmation letter from the Anderson County Probation Office that Mr. Holcombe was in fact the Representative from the Probation Office *Present*. She declined to do so., and instead stated: "I spoke with Mr. Holcombe **directly and he assured me it was him.**" See *exhibit 2*. But Ms. Scott never mentioned she spoke with Mr. Holcombe directly in her **June 11, 2018** to me: "I didn't feel comfortable using Mr. Simmons' name since I wasn't able to speak to him myself. I was able to check with the **probation office today**, and it was actually L. Travis Holcombe that was in

attendance on the date in question. I have made that correction and will be forwarding you the transcript shortly." See *exhibit 3* June 11, 2018 email; however, section P "CERTIFICATE OF REPORTER" page 35 of *South Carolina Court Reporter Manual* required Ms. Scott to type up "[a] statement [that] must be made by the court reporter certifying the accuracy of the transcript." See *exhibit 4*. In Ms. Scott's "CERTIFICATE OF REPORTER", she never mentioned that she spoke with Mr. Holcombe or any one else in the Anderson County Probation *ex parte* to confirm that Mr. Holcombe was in fact the Probation Agent at the hearing representing that Agency, but instead stated: " **I, the undersigned, Lisa Scott, Circuit Court Reporter for the Tenth Judicial Circuit of the State of South Carolina, do hereby certify the foregoing is a true, accurate and complete transcript of record of all the proceedings had and the evidence introduced in the hearing in the Criminal Court for Anderson County, South Carolina, on the 23rd of February, 2018.**" See *exhibit 4*.

I submit, the corrected transcript Ms. Scott mailed to me **IS NOT "TRUE, AND ACCURATE AND COMPLETE TRANSCRIPT OF RECORD"** because the "CERTIFICATE OF REPORTER" because the certificate failed to mention the date, and the communication vehicle between Ms. Scott, and officials (specific name) with the Anderson County Probation Office *ex parte* on the phone. This language must be in the "CERTIFICATE OF REPORTER" before it can be **TRUE, AND ACCURATE AND COMPLETE TRANSCRIPT OF RECORD**; accordingly, I am requesting that you enforce section P herein, and **ORDER** Ms. Scott to correct her

"**CERTIFICATE OF REPORTER**" to add that she spoke with Mr. Holcombe, and/or whomever in the Anderson County Probation Office, on what date, by what means of communication *ex parte* respectfully.

My transcript is **NOT TRUE, AND ACCURATE AND "COMPLETE TRANSCRIPT OF RECORD"** until the changes are made. Ms. Scott herself stated that she made the changes, and spoke with the Mr. Holcombe, but she failed to certify that in her "**CERTIFICATE OF REPORTER**", see *exhibit 5*.

Respectfully Submitted,

s/ _____

George Cleveland, III, *pro se*
400 Hunter Street
Seneca, S.C. 29678

Cell no. 864-784-7223

Email: gcleland7475@gmail.com

cc: file

Mr. Matthew Buchanan, *General Counsel* for the SCDPPPS

Ms. Jenny Abbott Kitchings, Clerk of Court for the S.C. Court of Appeals



George Cleveland III <gcleveland7475@gmail.com>

Challenge of transcript

5 messages

Scott, Lisa M. <lscott@sccourts.org>
 To: "gcleveland7475@gmail.com" <gcleveland7475@gmail.com>
 Cc: "Allen, Desiree" <DAllen@sccourts.org>

Fri, Jun 8, 2018 at 8:31 PM

Mr. Cleveland,

I have received your challenge to the transcript and will address them in the order you submitted.

- 1) I have corrected the exhibits page to show the exhibits you entered were actually marked as a Court's exhibit, per the judge's instructions on the record.
- 2) I put in the parenthetical to reflect that Court's Exhibit No. 1 was marked and received into evidence.
- 3) I corrected the statute you referenced as "Dyer Act."
- 4) I reflected the probation officer's name to show as "Mr. Simmons" instead of Probation Officer, even though he never stated his name on the record and I'm not familiar with whom he is.

Thanks,



Lisa Scott
 Circuit Court Reporter
 Thirteenth Judicial Circuit

--- CONFIDENTIALITY NOTICE --- This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

George Cleveland III <gcleveland7475@gmail.com>
 To: "Scott, Lisa M." <lscott@sccourts.org>
 Cc: "Allen, Desiree" <dallen@sccourts.org>

Sun, Jun 10, 2018 at 4:46 PM

Ms. Scott,

Thanks for the follow up, and I look forward to receiving a copy of the changes in the transcript. I have attached a copy of a letter from the SCDPPPS office of General Counsel where I asked for under the South Carolina Freedom of Information Act (FOIA) the name of the Hearing Officer for the Oconee Probation Office. Mr. Mark Simmons is his name. He was the Official representing the Probation Office of Oconee at this hearing. It would had been more easier if Mr. Simmons would had prior to the hearing, stated his name for the Record.

Best Regards,

George Cleveland, III, *pro se*
 400 Hunter Street
 Seneca, S.C. 29678

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16051K



Scott, Lisa M. <lscott@sccourts.org>
To: George Cleveland III <gcleveland7475@gmail.com>
Cc: "Allen, Desiree" <DAllen@sccourts.org>

Mon, Jun 11, 2018 at 3:13 PM

Mr. Cleveland,

I didn't feel comfortable using Mr. Simmons' name since I wasn't able to speak to him myself. I was able to check with the probation office today, and it was actually L. Travis Holcombe that was in attendance on the date in question. I have made that correction and will be forwarding you the transcript shortly.

Thank you,

Lisa Scott
Circuit Court Reporter
Thirteenth Judicial Circuit

From: George Cleveland III <gcleveland7475@gmail.com>
Sent: Sunday, June 10, 2018 4:46 PM
To: Scott, Lisa M.
Cc: Allen, Desiree
Subject: Re: Challenge of transcript

Ms. Scott,

Thanks for the follow up, and I look forward to receiving a copy of the changes in the transcript. I have attached a copy of a letter from the SCDPPPS office of General Counsel where I asked for under the South Carolina Freedom of Information Act (FOIA) the name of the Hearing Officer for the Oconee Probation Office. Mr. Mark Simmons is his name. He was the Official representing the Probation Office of Oconee at this hearing. It would had been more easier if Mr. Simmons would had prior to the hearing, stated his name for the Record.

Best Regards,

George Cleveland, III, pro se
400 Hunter STreet
Seneca, S.C. 29678

[Quoted text hidden]

George Cleveland III <gcleveland7475@gmail.com>
To: "Scott, Lisa M." <lscott@sccourts.org>

Fri, Jun 15, 2018 at 1:40 AM

Dear Ms. Scott,

I understand your concern about making sure the transcript is accurate. I also have concerns about the name of the Probation Official that was at the hearing. You stated the Probation Office told you his name was L. Travis Holcombe, I stated his name was Mark Simmons. They must look alike. To settle this issue, I will feel more comfortable if you contacted the Probation Office in I assume, Anderson County, and get verification in writing that Mr. Holcombe was

indeed the Probation Official at my hearing because he did not say his name on the record, you, nor Judge McIntosh did not request that he say his name for the record; therefore, I have no proof of the name of the specific Probation Staff member who told you it was Mr. Holcombe; accordingly, can you please request that the Anderson County Probation Office on their letter-head expressly state Mr. L. Travis Holcombe was the Probation Official at my hearing on March 09, 2018 at the Anderson County Courthouse; Judge McIntosh presiding?

Very Best Regards,

George Cleveland, III
400 Hunter Street
Seneca, S.C. 29678
Cell no. 864-784-7223

[Quoted text hidden]



Scott, Lisa M. <lscott@sccourts.org>
To: George Cleveland III <gcleveland7475@gmail.com>

Fri, Jun 15, 2018 at 9:23 AM

Mr. ?Cleveland,

I spoke with Mr. Holcombe directly and he assured me it was him, so the transcript is accurate. You should receive your copy shortly, and that will conclude any further business we have.

Thank you,

Lisa Scott
Circuit Court Reporter
Thirteenth Judicial Circuit

From: George Cleveland III <gcleveland7475@gmail.com>
Sent: Friday, June 15, 2018 1:40 AM
To: Scott, Lisa M.
Subject: Re: Challenge of transcript

Dear Ms. Scott,

I understand your concern about making sure the transcript is accurate. I also have concerns about the name of the Probation Official that was at the hearing. You stated the Probation Office told you his name was L. Travis Holcombe, I stated his name was Mark Simmons. They must look alike. To settle this issue, I will feel more comfortable if you contacted the Probation Office in I assume, Anderson County, and get verification in writing that Mr. Holcombe was indeed the Probation Official at my hearing because he did not say his name on the record, you, nor Judge McIntosh did not request that he say his name for the record; therefore, I have no proof of the name of the specific Probation Staff member who told you it was Mr. Holcombe; accordingly, can you please request that the Anderson County Probation Office on their letter-head expressly state Mr. L. Travis Holcombe was the Probation Official at my hearing on March 09, 2018 at the Anderson County Courthouse; Judge McIntosh presiding?

Very Best Regards,

George Cleveland, III
400 Hunter Street
Seneca, S.C. 29678
Cell no. 864-784-7223

On Mon, Jun 11, 2018 at 3:13 PM Scott, Lisa M. <lscott@sccourts.org<mailto:lscott@sccourts.org>> wrote:
Mr. Cleveland,

I didn't feel comfortable using Mr. Simmons' name since I wasn't able to speak to him myself. I was able to check with the probation office today, and it was actually L. Travis Holcombe that was in attendance on the date in question. I have made that correction and will be forwarding you the transcript shortly.



P. Certificate of Court Reporter

A statement must be made by the court reporter certifying the accuracy of the transcript. The certificate must be signed by the reporter; it does not need to be notarized. The completion date of the transcript must be included in the certificate. (See Appendix 3, Exhibit 15).

XV. REQUIRED REPORTS

The court reporter shall furnish information requested in the Court Reporter Transcript Tracking System supplied online by Court Administration. Accurately recording time worked is the responsibility of every court reporter. Altering, falsifying, tampering with time records, or recording or tampering with another employee's time record, may result in disciplinary action, up to and including termination of employment or a finding of contempt. It is the court reporter's responsibility to sign time and work records.

A court reporter's signature on any required report constitutes a certificate by him/her that the information entered online into the Court Reporter Transcript Tracking System on all reports, including all time and work recorded therein, is true and accurate to the best of the court reporter's knowledge.

A. "Hours Worked" Recorded on Weekly Time Sheets (Monthly Report)

C E R T I F I C A T E O F R E P O R T E R

STATE OF SOUTH CAROLINA
COUNTY OF ANDERSON



I, the undersigned, Lisa Scott, Circuit Court Reporter for the Tenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete transcript of record of all the proceedings had and the evidence introduced in the hearing of the captioned cause, relative to appeal in the Criminal Court for Anderson County, South Carolina, on the 23rd day of February, 2018.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

June 11, 2018

/s/Lisa Scott

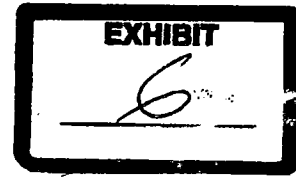
Lisa Scott
Circuit Court Reporter

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June 21, 2018, 8:16 am

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June 21, 2018, 8:06 amSorting Complete
SENECA, SC 29678**June 21, 2018, 5:31 am**Arrived at Post Office
SENECA, SC 29678**June 20, 2018, 9:24 pm**Arrived at USPS Regional Facility
GREENVILLE SC DISTRIBUTION CENTER**June 20, 2018, 5:13 pm**Departed Post Office
ANDERSON, SC 29621**June 20, 2018, 12:19 pm**USPS in possession of item
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Seneca SC 29678

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PO Box 11629
Columbia SC 29211-1629



*Appellate Case
No. 2018-
000564*

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JUN 27 2018

SC Court of Appeals