

STATE OF SOUTH CAROLINA
IN The Court of Appeals

RECEIVED
JUL 05 2018
SC Court of Appeals

Appeal From Circuit Court Common Pleas
Judge, Michael Nettles, order dated 5-16-18

Appellate Case No. 2018-081020
2017-CP-23-07481

Terry Edward McCall Appellant

v.

Barnes Towing Respondent

Motion Requesting Permission To
Order Transcript outside deadlines

Now comes the Appellant to move this Court for an Order to allow Appellant to Order Transcript outside deadline for Ordering. Due to the Appellant is currently incarcerated and has been provided only limited time to access the law library computer for reading ALL Appellate Court Rules. Especially time for Ordering transcript. This will in no way prejudice the Respondent.

Wherefor, Appellant prays the Court issues its Order extending the time to Order transcript outside deadlines, or as the Court deems just and proper.

Dated 6-29-18
Greenville, S.C.

s Terry Edward McCall
Terry Edward McCall #233236
Livesay Corr. Inst
Dorm B-Rm-13
P.O. Box 588
UNA, S.C.
29378

STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

Appeal From Circuit Court Common Pleas
Judge, Michael Nettles, Order dated 5-16-18

Appellate case NO: 2018-001020
Circuit Court NO: 2017-CP-23-07401

Terry Edward McCall Appellant
v.
Barnes Township Respondent

PROOF OF SERVICE

I, Terry Edward McCall, the undersigned have properly served the Motion to proceed In Forma Pauperis/Affidavit by placing the same in the United States Postal Service, postage prepaid, attached, forwarded to the addresses below:

Dated 6-28-18
Greenville, S.C.

S.C. Court of Appeals
Jenny Abbott Kitchings, Clerk
Post Office Box 11629
Columbia, S.C. 29211

Duggan & Hughes, L.L.C.
Attorney At Law
Post Office Box 449
Greer, S.C. 29652-0449

5 Terry Edward McCall
Terry Edward McCall #233236
Livesay Corr Inst.
Dorm B-Rm-13
P.O. Box 580
Univ, S.C.
29378

Cheryl A. Smith, CVR-M

PO Box 80032

Simpsonville, SC 29680

E-mail: casmith@sccourts.org

The transcript was paid for
payment mailed 6-26-18 to
Court Reporter I've requested
she send me proof, awaiting her reply

**ACKNOWLEDGMENT OF RECEIPT OF
LETTER REGARDING TRANSCRIPT OF RECORD**

May 24, 2018

Mr. Terry McCall, #233236
Livesay Corrections Institution
B Dorm, Room 13
PO Box 580
Una, SC 29378

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SC Court of Appeals

RE: Transcript Request, Terry Edward McCall v. Barnes Towing
2017-CP-23-07401

Dear Mr. McCall,

I received your letter on Monday, May 21, 2018, requesting the transcript of the hearing in the above case heard before Judge Nettles in Greenville Common Pleas court. You indicated that you were an indigent plaintiff and do not have the funds to pay for the transcript.

The only way that I know of the payment of transcripts for indigent prisoners is through the South Carolina Commission on Indigent Defense (SCCID). I am aware that they will pay for transcripts in PCRs filed in Common Pleas court, but I do not know of them covering transcript costs of private civil lawsuits filed by indigent prisoners. I do not have any forms to send you to fill out. I'm sorry, but that is all the information I have to give you.

Below is my letter I send out to anybody requesting transcripts and how to order them, in case you find a way to get funding.

This is to acknowledge that on May 21, 2018, I received your letter dated May 19, 2018, requesting the transcript of record in the above matter. I have reviewed my records and estimate that the transcript will be approximately 33 pages.

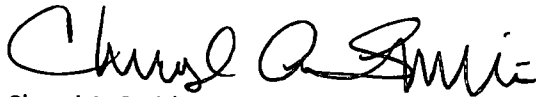
Rule 607 provides that the rate of \$3.25 shall be charged per page for a transcript. Based on the current rate, the estimated cost will be \$107.25 plus \$2.47 postage for a total of \$109.72. Upon receipt of your check in the amount of \$109.72, I will be able to place your request in line for production. If the transcript is less than 33 pages, I will refund the difference to you upon delivery of the transcript. If the transcript is more than 33 pages, the balance will be due prior to delivery of the transcript. Please make check payable to Cheryl Smith and mail to me at PO Box 80032, Simpsonville, SC 29680.

Under our rules, I have sixty days in which to complete the transcript after receipt of the deposit. In addition, I am allowed to request from Court Administration thirty day extensions, if necessary, to complete the transcript. You will be notified if extensions are granted. *With my current workload, I anticipate getting this transcript done within two weeks of receiving funds.*

If you desire to cancel the request for the transcript, a cancellation request must be made in writing. You will be responsible for payment of any portion of the transcript that has been completed.

Should you have any questions regarding the above information, please contact me at the below address. Thank you for your request in this matter.

Sincerely,



Cheryl A. Smith

South Carolina Circuit Court Reporter

PO Box 80032

Simpsonville, SC 29680

Cc: transcripts@sccourts.org

STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal From Circuit Court, Common Pleas
Judge, Michael Nettles, Order date 5-16-18

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SC Court of Appeals

Appellate Case NO. 2018-001020

Circuit Court Case NO. 2017-CP-23-07401

Terry Edward McCall Appellant
v.
Barnes Towing Respondent

Proof of Service

I, Terry Edward McCall have properly served the motion for
Ordering Transcript outside deadlines by placing same in the United
States postal mail service, postage prepaid, affixed and forwarded
to the addresses below:
dated 6-29-18 G

S.C. Court of Appeals
Jenny Abbott Kitchings, clerk
Post Office Box 11629
Columbia, S.C., 29211

Duggan & Hughes, L.L.C.
Attorneys At Law
Post Office Box 449
Greer, S.C.
29652-0449

Greenville, S.C.

S Terry Edward McCall
Terry Edward McCall 233236
LWesley Corri Frost,
Dora B - Rm - 13
P.O. Box 588
UNA, S.C. 29378

Terry McCall #233236
Lovesay Court, Inst.
Dorm B - Rm-13
P.O. Box 580
Wva, S.C. 29378

6-29-18
Dated

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SC Court of Appeals

Re: Filing motion ordering transcript outside deadline, And Correcting deficiencies stated in your letters June 5, 21, 2018

Dear Clerk of Court,

Find enclosed the Motion To Order Transcript outside deadlines; Also, find corrections to deficiencies stated in your June 5, 21, 2018 letters for my Appeal 2018-001020 Terry Edward McCall v. Barnes Towing.

Please let me know if anything else has error.
I'm very sorry, I'm incarcerated with very limited access time to our law library.

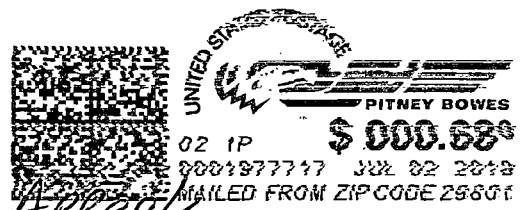
Sincerely
Mr. Terry McCall

Awaiting Reply

Enclosed is the letter from the Court Reporter concerning transcript estimate. It has been paid for, by relative, and is being processed. I requested she send confirmation letter, Once I receive it I'll forward it to your office for proof, As ordered.

Terry McCall #233236
Livesay Corr. Inst.
Dorm B - Rm - 13
P.O. Box 580
Una, S.C.
29378

GREENVILLE
SC 296
02 JUL '18
PM 2 L



South Carolina Court of Appeals
Jenny Abbott Kitchings, Clerk
Post Office Box 11629
Columbia, S.C.
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LEGAL

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