

STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY
Master-In-Equity

Joseph Strickland Presiding Judge

Civil Action No. 2015-CP-40-03832

Satara Lopez and Francisco LopezAppellants

vs.

CitiMortgage, Inc....Respondent

Appellate Case No.: 2018-00106

RECEIVED

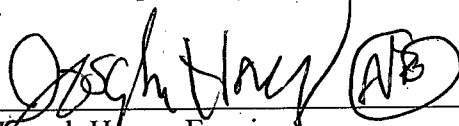
AUG 21 2018

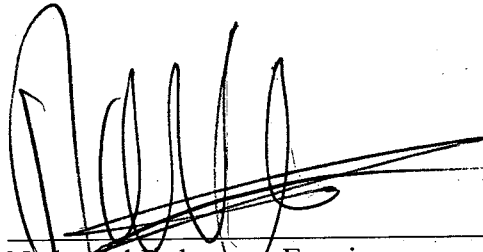
SC Court of Appeals

REQUEST FOR PERMISSION TO ORDER TRANSCRIPT OUT OF TIME

Now Comes Appellant in the above-referenced case who files this motion requesting permission to order transcript of record out of time. This request is being made in good faith as a result of Appellant's difficulty in ascertaining the names and contact information for the court reporters who transcribed the proceedings before the Master-in-Equity. This request is not made for the purpose of interposing delay or any other inappropriate purpose and Respondent will not suffer any prejudice by the this request.

Respectfully Submitted,


Joseph Henry, Esquire
1708-B Richland Street
Columbia, South Carolina 29201
(803) 929-3484


Nathaniel Roberson, Esquire
1708 Richland Street
Columbia, South Carolina 29201
(803) 252-4449

STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

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Master-In-Equity

Joseph Strickland Presiding Judge

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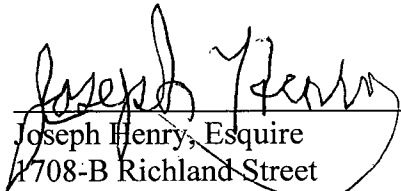
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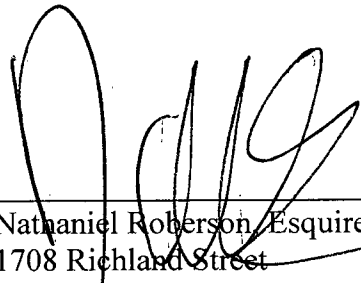
RECEIVED
AUG 21 2018
SC Court of Appeals

PROOF OF SERVICE

I certify that I have served a copy of the Request for Permission to Order Transcript out of Time, on Respondent CitiMortgage by serving a copy on their attorneys of record Drew Walker, Esq., 1901 Main Street, Suite 1200, Columbia, S.C. 29201, Thad H. Westbrook, Esq., and Sarah B. Nielsen, Esq., 1320 Main Street, 17th Floor, Columbia, S.C. 29201, by depositing same in the United States Mail, postage prepaid, on August 20, 2018 and addressed to their attorneys of record, Thad H. Westbrook, Esq. and Sarah B. Nielsen Esq., 1320 Main Street, 17th Floor, Columbia, S.C. 29201, Drew Walker, Esq., 1901 Main Street, Suite 1200, Columbia, S.C. 29201.



Joseph Henry, Esquire
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Nathaniel Roberson, Esquire
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Nathaniel Roberson

Attorney at Law
1708 Richland St.
Columbia, S.C. 29201
Cell: (803) 920-2104

Office: (803) 252-4449
E-Mail: RobersonLawFirm@sc.rr.com

Fax: (803) 252-6266

August 20, 2018

ORDERING TRANSCRIPT OF HEARING IN THE WITHIN CASE

TO: Ms. V. Claire Allen, Deputy Clerk of Court
SUBJECT: Efforts to Request Transcript of Hearing
RE: Motion to Request Transcript Out of Time

RECEIVED

AUG 21 2018

SC Court of Appeals

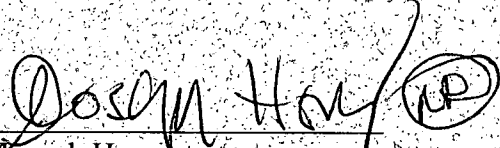
Dear Ms. Allen:

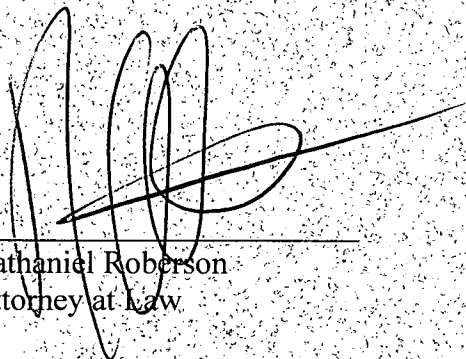
Along with the Request for Permission to Order Transcript Out of Time, please find attached thereto the efforts we have made to secure the names of the Court Reporters on the dates to which they were assigned to Judge Joseph Strickland.

We will request the transcripts immediately upon receiving the information from Judge Strickland.

With kindest regards, I am,

Very truly yours,


Joseph Henry
Attorney at Law


Nathaniel Roberson
Attorney at Law



Nathaniel Roberson

Attorney at Law
1708 Richland St.
Columbia, S.C. 29201
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Fax: (803) 252-6266

August 20, 2018

HAND DELIVERED

The Honorable Joseph M. Strickland
P.O. Box 192
Columbia, S.C. 29202

RE: ***CitiMortgage v. Satara Lopez and Francisco Lopez, et al***
C/A No.: 2015-CP-40-03832

Appellate Case No.: 2018-00106

Dear Judge Strickland:

The above-referenced case was appealed to the South Carolina Court of Appeals and we are in need of the names and addresses of the Court Reporters who staffed the proceedings on the dates listed below (this list may not be complete):

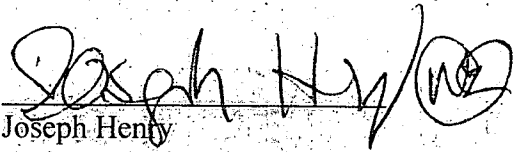
October 26, 2015 - Roster Meeting
March 14, 2016 - Roster Meeting
May 16, 2016 - Motion Hearing
May 23, 2016 - Roster Meeting
June 28, 2016 - Motion hearing
July 11, 2016 - Roster Meeting
September 19, 2016 - Roster Meeting
October 3, 2016 - Status Conference
November 10, 2016 - Status Conference
April 19, 2017 - Hearing before the Master-In-Equity
June 29, 2017 - Status Conference
May 4, 2018 - Show Cause Hearing

Please supply us with this information as soon as possible.

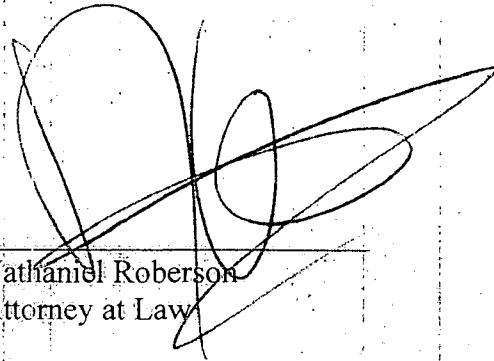
Thank you for your cooperation in this matter.

With kindest regards, I am.

Very truly yours,

A handwritten signature in black ink, appearing to read "Joseph Henry" with a stylized flourish at the end.

Joseph Henry
Attorney at Law

A handwritten signature in black ink, appearing to read "Nathaniel Roberson" with a large, sweeping flourish.

Nathaniel Roberson
Attorney at Law

EXHIBIT

"A"



Nathaniel Roberson

Attorney At Law
1708 Richland St.
Columbia, S.C. 29201

Office: (803) 252-4449
E-Mail: RobersonLawFirm@sc.rr.com

Home: (803) 865-0163

Fax (803) 252-6266

July 2, 2018

HAND DELIVERED

The South Carolina Court of Appeals
ATTN: Ms. V. Claire Allen, Deputy Clerk of Court
1220 Senate Street
P.O.Box 11629
Columbia, SC 29201

RECEIVED

JUL 02 2018

SC Court of Appeals

RE: *Satara Lopez v. Citi Mortgage*
Appellate Case No.: 2018-00106

Dear Ms. Allen:

This letter is in response to your letter to us dated June 27, 2018 with reference to the Order of Transcripts in the above-captioned case.

Also be advised that during the entire proceeding before Judge Strickland, we continually complained about not having a Court Reporter to take the testimony and arguments of the court proceedings. Our objections to the lack of having a Court Reporter went unanswered. Also there may have been a Court Reporter at a very limited number of the proceedings.

Because of the conduct of the Master-In-Equity, we are unable to request the Transcript, if any exist, of the proceedings.

We are, by way of this correspondence, requesting that Judge Strickland supply us with names and addresses of the Courts Reporters who attended the limited number of the proceedings when one was present.

It should be noted that Judge Strickland informed us that he does not have a regular Court Reporter.

We were also informed by Judge Strickland that he is a Circuit Court judge under an order from Judge Ernest Finney, along with the Master-In-Equity for Richland County.

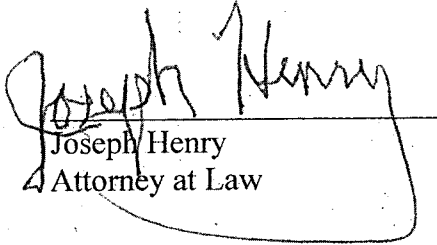
We are at a loss to determine how to get the names of any Court Reporters and in those instances where there is no record of the proceedings being recorded, how do we rectify this situation? (*see*

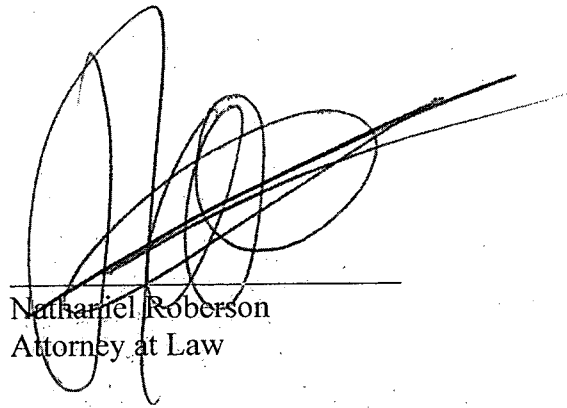
letter to Judge Strickland requesting the names of Court Reporters in the proceedings in this case)

We will await any directions from the court.

With kindest regards, I am.

Very truly yours,


Joseph Henry
Attorney at Law


Nathaniel Roberson
Attorney at Law

Enclosure



Nathaniel Roberson

Attorney At Law
1708 Richland St.
Columbia, S.C. 29201

Office: (803) 252-4449
E-Mail: RobersonLawFirm@sc.rr.com

Home: (803) 865-0163

Fax (803) 252-6266

July 2, 2018

HAND DELIVERED

The Honorable Joseph Strickland
Richland County Master in Equity
P.O. Box 192
Columbia, S.C. 29202

RECEIVED
JUL 02 2018
SC Court of Appeals

RE: CitiMortgage, Inc. v. John F. Mitchem, III, et al.
C/A No.: 2015-CP-40-03832

Dear Judge Strickland:

As you already know, we have appealed the above-captioned case.

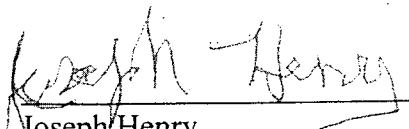
Also, we must request a Transcript of the proceedings held before you until the Final Judgment.

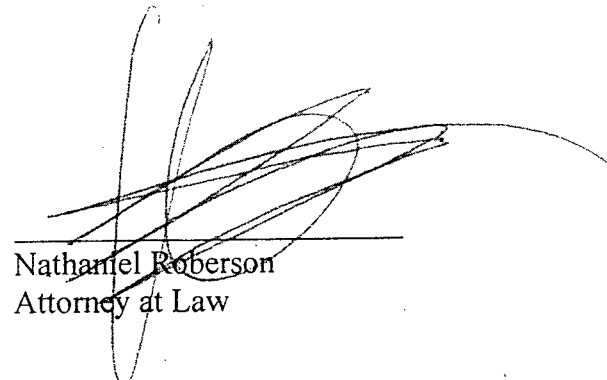
Our letter is to request that you supply us with the names of the Court Reporter(s) who staffed the proceedings held before you.

We look forward to hearing from you.

With kindest regards, I am.

Very truly yours,


Joseph Henry
Attorney at Law


Nathaniel Roberson
Attorney at Law

cc: Via E-mail
Thad Westbrook (thad.westbrook@nelsonmullins.com)
Drew B. Walker (dwalker@rogerslewis.com)

EXHIBIT

"B"



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

July 12, 2018

Mr. Joseph Henry, Esquire
1708 B Richland St.
Columbia SC 29201

Mr. Nathaniel Roberson, Esquire
1708 Richland St.
Columbia SC 29201

Re: Satara Lopez v. CitiMortgage
Appellate Case No. 2018-001061

Dear Counsel:

We received your letter dated July 2, 2018 in regards to contacting the court reporter to order the transcript. You must contact the office of Court Administration for any information regarding the court reporter. The address for Court Administration is as follows:

South Carolina Office of Court Administration
1220 Senate Street, Suite 201
Columbia, SC 29201

Be sure to copy the Court and opposing counsel with all correspondence concerning the transcript.

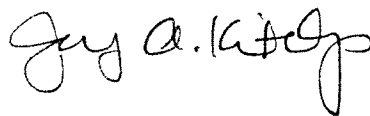
Please advise the Court of the status of the transcript within ten (10) days of the date of this letter, or your appeal may be dismissed.

RECEIVED

JUL 20 2018

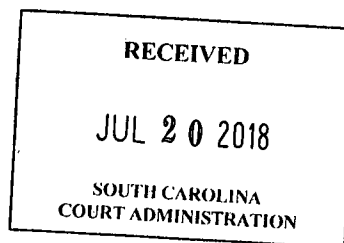
SOUTH CAROLINA
COURT ADMINISTRATION

Very truly yours,



CLERK

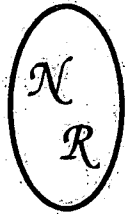
cc: Thad H. Westbrook, Esquire
Andrew Bryant Walker, Esquire





EXHIBIT

"C"



Nathaniel Roberson

Attorney At Law
1708 Richland St.
Columbia, S.C. 29201

Office: (803) 252-4449
E-Mail: RobersonLawFirm@sc.rr.com

Home: (803) 865-0163

Fax (803) 252-6266

July 19, 2018

HAND DELIVERED

South Carolina Office of Court Administration
Court Reporter Division
1220 Senate Street, Suite 200
Columbia, S.C. 29201

The South Carolina Court of Appeals
ATTN: Ms. V. Claire Allen, Deputy Clerk of Court
1220 Senate Street
P.O. Box 11629
Columbia, SC 29201

RECEIVED

JUL 20 2018

SC Court of Appeals

RE: *Satara Lopez v. Citi Mortgage*
Appellate Case No.: 2018-00106

Richland County Common Pleas Case No:
C/A No.: 2015-CP-40-03832

To Whom It May Concern:

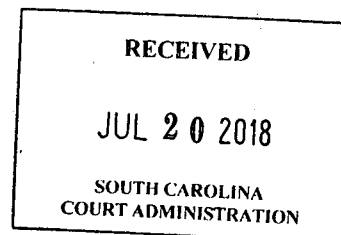
The above-cited case originated in the Richland County Court of Common Pleas.

It was transferred from Common Pleas Court to the Master-In-Equity for Richland County, which is presided over by the Honorable Joseph F. Strickland.

The Final Judgment in the case was made by Judge Strickland and the matter was appealed to the South Carolina Court of Appeals.

We are in need of the names and addresses of the Court Reporters who were assigned to Judge Strickland on the dates listed below or during the week of the dates enumerated so we can request the transcripts of the hearings to wit:

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March 14, 2016 - Roster Meeting
May 16, 2016 - Motion Hearing

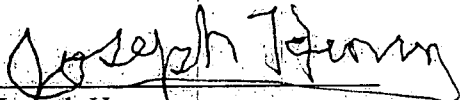


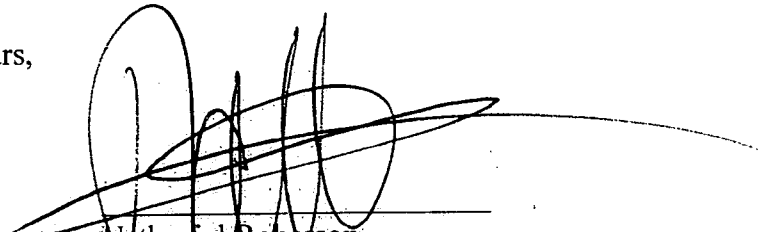
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November 10, 2016 - Status Conference
April 19, 2017 - Hearing before the Master-In-Equity
June 29, 2017 - Status Conference
May 4, 2018 - Show Cause Hearing

Thank you in advance for your cooperation in this matter.

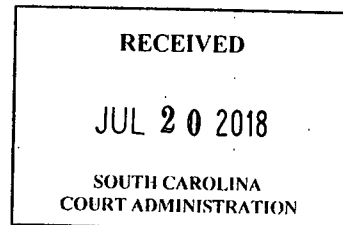
With kindest regards, I am,

Very truly yours,


Joseph Henry
Attorney at Law

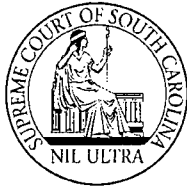

Nathaniel Roberson
Attorney at Law

cc: Thad H Westbrook, Esquire
Andrew Bryant Walker, Esquire



EXHIBIT

"D"



South Carolina Court Administration
South Carolina Supreme Court
Columbia, South Carolina

TONNYA K. KOHN
INTERIM DIRECTOR

KARAMA T. BAILEY
DEPUTY DIRECTOR

1220 SENATE STREET, SUITE 200
COLUMBIA, SOUTH CAROLINA
29201

July 30, 2018

Nathaniel Roberson
Attorney at Law
1708 Richland St.
Columbia, SC 29201

Dear Mr. Roberson:

I am responding to your letter received on July 20, 2018. In your letter you are requesting transcripts from hearings held before the Honorable Joseph F. Strickland, Master-In-Equity. This is to advise that you must contact that office directly to determine how you may obtain a transcript from that proceeding. I have provided the address below:

The Honorable Joseph M. Strickland
PO Box 192
Columbia, SC 29202-0192

If you have further questions regarding court reporters and/or transcripts from Circuit or Family Court, please do not hesitate to contact this office again.

Respectfully,


Desiree Allen
Court Reporter Manager



Nathaniel Roberson

Attorney At Law
1708 Richland St.
Columbia, S.C. 29201

Office: (803) 252-4449
E-Mail: RobersonLawFirm@sc.rr.com

Home: (803) 865-0163

Fax (803) 252-6266

July 19, 2018

HAND DELIVERED

South Carolina Office of Court Administration
Court Reporter Division
1220 Senate Street, Suite 200
Columbia, S.C. 29201

The South Carolina Court of Appeals
ATTN: Ms. V. Claire Allen, Deputy Clerk of Court
1220 Senate Street
P.O.Box 11629
Columbia, SC 29201

RE: *Satara Lopez v. Citi Mortgage*
Appellate Case No.: 2018-00106

Richland County Common Pleas Case No.:
C/A No.: 2015-CP-40-03832

To Whom It May Concern:

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JUL 20 2018

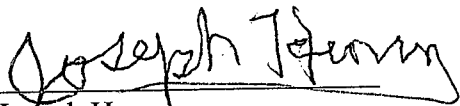
SOUTH CAROLINA
COURT ADMINISTRATION

May 23, 2016 - Roster Meeting
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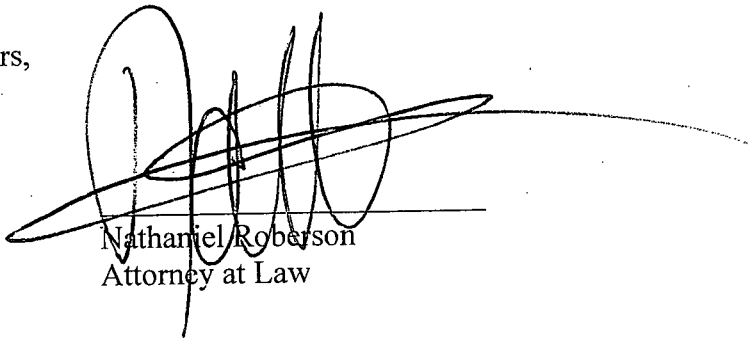
Thank you in advance for your cooperation in this matter.

With kindest regards, I am.

Very truly yours,

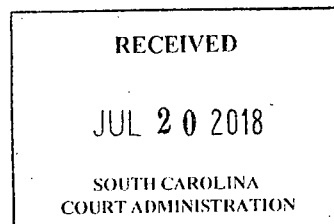


Joseph Henry
Attorney at Law



Nathaniel Roberson
Attorney at Law

cc: Thad H Westbrook, Esquire
Andrew Bryant Walker, Esquire



EXHIBIT

"E"



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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FAX: (803) 734-1839
www.sccourts.org

August 13, 2018

Mr. Joseph Henry, Esquire
1708 B Richland St.
Columbia SC 29201

Mr. Nathaniel Roberson, Esquire
1708 Richland St.
Columbia SC 29201

Re: Satara Lopez v. CitiMortgage
Appellate Case No. 2018-001061

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: Thad H. Westbrook, Esquire
Andrew Bryant Walker, Esquire