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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Mark J. Hayes, II

Case No. 2015-CP-07-02047

RECEIVED
MAR 12 2019
SC Court of Appeals

Hilton Head Homes at Allenwood, LLC,
Village Square Development Company, LLC,
Lancaster Redevelopment Corp. and
Gary GrossmanAppellants,

v.

James R. Brady.....Respondent.

MOTION TO FILE LETTER ORDERING
TRANSCRIPT OUT OF TIME

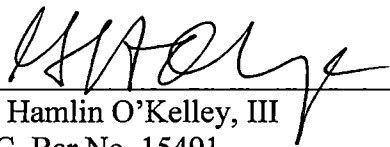
Pursuant to Rules 207 and 607 SCACR, the Appellant timely ordered the transcript of the hearing in this matter from Mona Manley and paid for same as demonstrated by the correspondence from counsel, the correspondence from Ms. Manley and the check attached hereto as Exhibit "A". All counsel were included in the correspondence as was South Carolina Court Administration.

Due to inadvertence, the letter and proof of the same was not timely delivered to this Court.

Now, pursuant to Rules 240 and 267 SCACR, the Appellant moves to allow this Court to allow these letters ordering the transcript and proof of payment to be filed outside of the time allowed by Rule 207 SCACR.

No party will be prejudiced by allow this filing as Ms. Manley has not yet completed the transcript and no deadlines before this Court are currently pending.

Mt. Pleasant, South Carolina
March 11, 2019



G. Hamlin O'Kelley, III
S.C. Bar No. 15491
Buist, Byars & Taylor, LLC
652 Coleman Blvd., Suite 200
Mt. Pleasant, SC 29464
(843) 856-4488
Attorneys for the Appellants



February 8, 2019

G. HAMLIN O'KELLEY, III
ATTORNEY AT LAW
Hamlin.okelley@buistbyars.com

Ms. Mona L. Manley
P.O. Box 4516
Beaufort, SC 29903-4516

*Re: James R. Brady v. Hilton Head Homes at Allenwood, LLC, et al.
Case No. 2015-CP-07-2047
File No.: 1115.0001*

Dear Ms. Manley:

Enclosed please find an original Transcript Request Form in the above-referenced matter submitted pursuant to Rule 207 and 607 of the S.C. Appellate Court Rules. You served as the Court Reporter for the hearing of these matters in Beaufort on February 6, 2019.

I agree to pay for the costs of the transcript.

I am serving same this request upon South Carolina Court of Appeals, The Honorable Jerri Ann Roseneau, Charles W. Thomson, Esq. and Glynn L. Capell, Esq.

Should you have any questions, please feel free to contact me. With kindest regards, I remain

Sincerely,

G. Hamlin O'Kelley, III

GHOIII/act
Enclosure

Cc: (w/Encl.):

SC Court of Appeal
The Honorable Jerri Ann Roseneau
Charles W. Thomson, Esq.
Glynn L. Capell, Esq.

Transcript Request Form

Pursuant to Rule 207 and 607 of the South Carolina Appellate Court Rules, the transcribed paper copy is the official record of court proceedings. You may request a transcript by completing this form and emailing it to the Court Reporter and to South Carolina Court Administration at transcripts@sccourts.org. Click [here](#) for instructions on how to find the court reporter's email and mailing addresses. Once the court reporter receives your request, it will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to any party. Please send by mail a money order or certified bank check to the court reporter in order to obtain the transcript. Some court reporters may accept personal checks. Please check with the court reporter to see if this option is available. Once your request is received, you will receive a copy of this form with the bottom portion completed. Please promptly submit your payment in order for the transcript to be provided. If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.

Requestor's Information			
Full Name <u>G. Hamlin O'Kelley, III</u>	Phone Number <u>(843) 856-4488</u>	Email Address <u>Hamlin.okelley@buistbyars.com</u>	
Mailing Address <u>652 Coleman Blvd., Ste. 200</u>	City <u>Mt. Pleasant,</u>	State <u>SC</u>	Zip Code <u>29464</u>
Transcript Information			
Docket Number <u>2015-CP-07-2047</u>	Case Caption (i.e. State v. John Doe or Smith v. Smith) <u>James R. Brady v Hilton Head Homes at Allenwod LLC et al</u>		
Presiding Judge <u>The Hon. Mark T. Hayes, II</u>	Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>	County <u>Beaufort</u>	
Date(s) of Proceeding <u>February 6, 2018</u>	Expedited Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Copy Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	

Requestor's Signature: G. Hamlin O'Kelley, III

Date: February 8, 2019

(Typed name will serve as signature)

Note: If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter.

For Court Reporter Use Only			
Full Name _____	Date Received _____	Email Address _____	
Notice of Estimate to Requestor Party Date: _____ Number of Pages: _____ Estimated Amount _____			
Mailing Address for Payment _____	City _____	State _____	Zip Code _____

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Gary GrossmanAppellants,


v.

James R. BradyRespondent.

PROOF OF SERVICE

I certify that I have served the Appellant's Motion to File Letter Ordering Transcript out of Time by depositing a copy of same in the U.S. Mail, postage prepaid, along with overnight delivery, addressed to Charles W. Thompson, Esquire, and Glynn L. Capell, Esquire, 321 East Bay Street, Charleston, SC 29401.

Mt. Pleasant, South Carolina
March 11, 2019


G. Hamlin O'Kelley, III
S.C. Bar No. 15491
Buist, Byars & Taylor, LLC
652 Coleman Blvd., Suite 200
Mt. Pleasant, SC 29464
(843) 856-4488
Attorneys for the Appellants

March 11 2019

G. HAMLIN O'KELLEY, III
ATTORNEY AT LAW
Hamlin.okelley@bustbyars.com

VIA OVERNIGHT DELIVERY

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
P.O. Box 11629
Columbia, SC 29211

RECEIVED
MAR 12 2019
SC Court of Appeals

Re: *James R. Brady v. Hilton Head Homes at Allenwood, LLC, et al.*
Case No. 2015-CP-07-2047
File No.: 1115.0001

Dear Ms. Kitchings:

Enclosed please for filing please find the following:

1. An original and seven (7) copies of the Appellant's Motion to File Letter Ordering Transcript out of Time;
2. An original and one (1) copy of the Proof of Service.

Also enclosed is the filing fee of Fifty (\$50.00) Dollars.

Please file the originals and return file-stamped copies to me in the enclosed envelope. By copy of this letter, I am serving same upon all counsel. Should you have any questions, please feel free to contact me. With kindest regards, I remain

Yours very truly,



G. Hamlin O'Kelley, III

cc: (w/Encl.)

Charles W. Thomson, Esq.
Glynn L. Capell, Esq.

ORIGIN ID:RBWA (843) 856-4488
MP ADMIN
BUIST, BYARS & TAYLOR, LLC
652 COLEMAN BLVD
SUITE 200
MT. PLEASANT, SC 29464
UNITED STATES US

SHIP DATE: 11MAR19
ACTWGT: 0.40 LB
CAD: 3444944/INET4100

BILL SENDER

TO THE HON. JENNY ABBOTT KITCHINGS
SC COURT OF APPEALS
1220 SENATE STREET

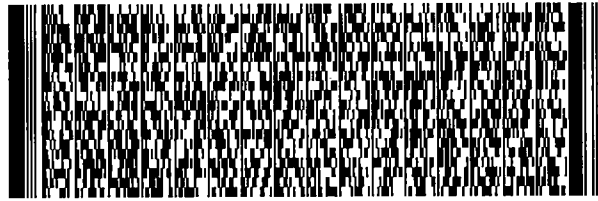
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COLUMBIA SC 29211

(843) 856-4488
INV:
PO:

REF: LIT GH011115.0001

DEPT:



FedEx
Express



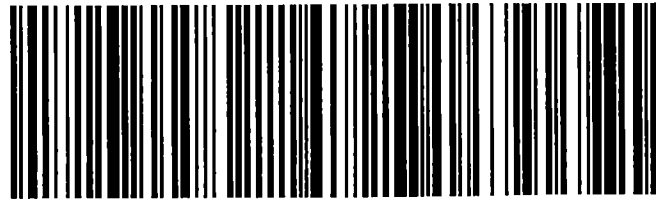
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MAR 12 2019

SC Court of Appeals

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