



714 Pettigru St.
Greenville, S.C. 29601

Office: 864-239-2007
Cell: 864-275-8834

Email: bsmith@btsmithlaw.com
Facsimile: 864-239-2039

April 30, 2019

The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

Re: Elvia Stoppiello and Gilberto Garcia v. William D. Turner and Charter Communications,
LLC/ Case No: 2018-CP-23-03034

Dear Ms. Kitchens:

Please see enclosed copy of correspondence between the court reporter providing transcripts to us in the above matter, Teresa Johnson, and my paralegal.

Sincerely,

/s/ Brian T. Smith

Brian T. Smith, SC Bar# 70232
714 Pettigru Street
Greenville, SC 29601
Telephone: (864) 239-2007
Facsimile: (864) 239-2039

Cc: Michelle DeLuca Yarbrough, Esq
Gallivan White & Boyd, P.A.
P.O. Box 10589
Greenville, South Carolina 29603

Office of Court Administration
1220 Senate Street, Suite 200
Columbia, SC 29201

RECEIVED
MAY 03 2019
SC Court of Appeals

Ms. Polaski -

Please see attached request for payment.

Teresa B. Johnson, CVR-M-CM, RVR, RVR-M

Realtime Verbatim Reporter - Master

President-Elect, NVRA

P.O. Box 2812

Greenville, SC 29602

P - (864) 230-8696



On Thu, Apr 18, 2019 at 3:53 PM Kara Polaski <kpolaski@btsmithlaw.com> wrote:

I was wondering what kind of notification to the court we have to give that the transcripts were delivered, the date, etc, or if you did that?

Kara Polaski

Kara Polaski
Paralegal
Law Office of Brian T. Smith
714 Pettigru Street
Greenville, SC 29601
864-239-2007
kpolaski@btsmithlaw.com

RECEIVED
MAY 03 2019
SC Court of Appeals

CONFIDENTIAL COMMUNICATION: The information contained in this message may contain legally privileged and confidential information intended only for the use of the individual or entity named above. If this communication is related to an attempt to settle a legal dispute then all information contained herein is subject to the terms of the South Carolina Evidence Rule 408 and its federal counterpart. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and return the original message to us or destroy all printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.

IRS CIRCULAR 230 NOTICE: Any federal tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending any transaction or matter addressed in this communication.

From: Teresa Johnson
Sent: Monday, April 8, 2019 1:58 PM
To: kpolaski@btsmithlaw.com
Subject: Elvia Stoppiello, et al v. William D. Turner, et al

completed/delivered. I am no longer with the State. I'm now in US District Court, so I don't have access to the state monthly reporting system anymore. However, I did notify on my report that the transcript was completed on February 7, 2019.

Please have Mr. Smith check his inbox for an email from Tjohnson@sccourts.org. It did not bounce back. However, if there is a conflict that he didn't receive it and you need something further from me, just let me know.

Teresa B. Johnson, CVR-M-CM, RVR, RVR-M

Official Court Reporter

United States District Court

District of South Carolina

P.O. Box 2812

Greenville, SC 29602

P - (864) 230-8696



Yes. I didn't know of the availability of the transcript until the 8th of April. This would make a difference in the time that our brief is due.

Kara Polaski

Kara Polaski
Paralegal
Law Office of Brian T. Smith
714 Pettigru Street
Greenville, SC 29601
864-239-2007
kpolaski@btsmithlaw.com

CONFIDENTIAL COMMUNICATION: The information contained in this message may contain legally privileged and confidential information intended only for the use of the individual or entity named above. If this communication is related to an attempt to settle a legal dispute then all information contained herein is subject to the terms of the South Carolina Evidence Rule 408 and its federal counterpart. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and return the original message to us or destroy all printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.

IRS CIRCULAR 230 NOTICE: Any federal tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending any transaction or matter addressed in this communication.

From: Teresa Johnson
Sent: Thursday, April 18, 2019 4:00 PM
To: Kara Polaski
Subject: Re: Elvia Stoppiello, et al v. William D. Turner, et al

I'm not sure of procedures for lawyers. If it is on appeal, notification to the Clerk of Court, Jenny Abbott Kitchings, in Columbia, would be appropriate, as to when you received the transcript. We generally do not notify anyone, only that we put on our monthly reports when the transcript is

Thank you,
Kara Polaski

On Mon, Apr 22, 2019, 12:59 Kara Polaski <kpolaski@btsmithlaw.com> wrote:

We found the transcript on our receptionist's desk but it does not have a stamp or a date that it was delivered on it. Do you know when it was delivered? It looks like it was hand-delivered.

Kara Polaski

Kara Polaski
Paralegal
Law Office of Brian T. Smith
714 Pettigru Street
Greenville, SC 29601
864-239-2007
kpolaski@btsmithlaw.com

CONFIDENTIAL COMMUNICATION: The information contained in this message may contain legally privileged and confidential information intended only for the use of the individual or entity named above. If this communication is related to an attempt to settle a legal dispute then all information contained herein is subject to the terms of the South Carolina Evidence Rule 408 and its federal counterpart. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and return the original message to us or destroy all printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.

IRS CIRCULAR 230 NOTICE: Any federal tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending any transaction or matter addressed in this communication.

From: Kara Polaski
Sent: Thursday, April 18, 2019 4:06 PM
To: Teresa Johnson
Subject: RE: Elvia Stoppiello, et al v. William D. Turner, et al

From: Teresa Johnson
Sent: Friday, April 26, 2019 1:54 PM
To: Kara Polaski
Subject: Re: Elvia Stoppiello, et al v. William D. Turner, et al

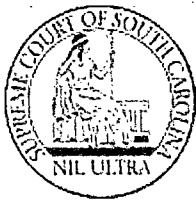
Ms. Polaski,

There is no certificate available to provide for a date of delivery. This transcript was delivered to your office on April 18, 2019. I had assumed that was why you emailed at 3:53 p.m. on that day regarding notification to the court when a transcript is delivered.

I will scan and forward a copy of the original transcript request letter to you on Monday when I return to that office location. However, I did notice when previously I looked back at the original request that there was no date written/typed on the request.

Teresa B. Johnson, CVR-M-CM, RVR, RVR-M

Official Court Reporter
United States District Court
District of South Carolina
P.O. Box 2812
Greenville, SC 29602
P - (864) 230-8696



On Fri, Apr 26, 2019 at 1:36 PM Kara Polaski <kpolaski@btsmithlaw.com> wrote:
Ms. Johnson,

Is there a way you can provide us with some kind of certificate of when you delivered the transcripts to us?

Terence B. Johnson
US District Court
District of South Carolina
300 E Washington St, Room 504
Greenville SC 29601

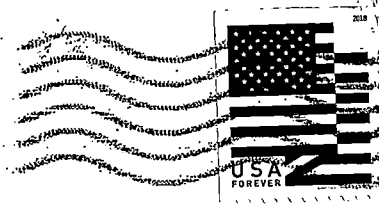
Law Office of Brian Smith
714 Pettigri Street
Greenville SC 29602



714 PETTIGRU STREET
GREENVILLE, SC 29601

GREENVILLE SC 296

01 MAY 2019 PM 2.1



RECEIVED

MAY 08 2019

SC Court of Appeals

The Honorable Jenny Abbot Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

29211-162929

