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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

Appellate Case Number: 2019-000886

RECEIVED
JUN 17 2019
SC Court of Appeals

Freddie Tarver ,Appellant,

v.

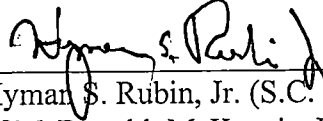
Beech Island Rural Community and Auto Owners Insurance Company,Respondents.

**MOTION TO ORDER TRANSCRIPT OUTSIDE OF TIME
PRESCRIBED BY RULE 207, SCACR**

Appellant, Freddie Tarver, respectfully moves this Honorable Court for an order allowing him to request the transcript of the proceedings below (Panel Hearing on October 22, 2018) outside of the time prescribed by Rule 207, SCACR. This motion is made on the grounds that the Appellant inadvertently failed to order the hearing transcript within ten days of filing his Notice of Appeal. Appellant has written to the South Carolina Workers' Compensation Commission and the designated court reporter to request the transcript. (See Exhibit A attached.)

[signature on following page]

Respectfully submitted,



Hyman S. Rubin, Jr. (S.C. Bar # 4843)
of McDonald, McKenzie, Rubin,
Miller and Lybrand, L.L.P.
P.O. Box 58
Columbia, South Carolina 29202
Telephone No. 803-252-0500
Fax No. 803-929-3530
Email address: hyman@mrrml.com

ATTORNEYS FOR APPELLANT

Columbia, South Carolina
June 17, 2019

EXHIBIT A

McDONALD, McKENZIE, RUBIN, MILLER AND LYBRAND, L.L.P.
ATTORNEYS AT LAW

ROBERT A. MCKENZIE
HYMAN S. RUBIN, JR.
BEN N. MILLER III
JAMES B. LYBRAND, JR.†
JOHN F. MCKENZIE*

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1925-2000

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FAX (803) 929-3530

†CERTIFIED MEDIATOR AND ARBITRATOR
*ALSO ADMITTED IN TEXAS

June 17, 2019

BY EMAIL AND REGULAR MAIL

EMAIL ADDRESS: contact@creelreporting.com

Mr. Travis McLeod
Creel Reporting Service, Inc.
1230 Richland Street
Columbia, South Carolina 29201

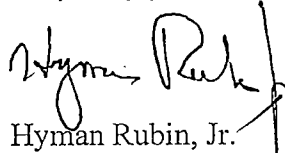
RE: Freddie Tarver v. Beech Island Rural Community and Auto Owners Ins. Co.
S.C.W.C.C. File Number: 14-04157
S.C. Court of Appeals Appellate Case No.: 2019-000886
Request for Transcript of Panel A Hearing on 10/22/18

Dear Mr. McLeod:

On behalf of Freddie Tarver this firm has taken an appeal to the South Carolina Court of Appeals. I have been informed by the South Carolina Workers' Compensation Commission that you were the court reporter for the appeal hearing before Panel A on October 22, 2018, at 2:00 p.m. In connection with that appeal I am hereby requesting, pursuant Rule 207 of the South Carolina Appellate Court Rules, a full transcript of said hearing. I confirmed with Cyrceta Crowell of your firm that no payment is required in advance and that we will be billed for the transcript when it is produced. I thank in advance for your cooperation in timely providing the transcript pursuant to said rule.

With kindest regards, I am

Very truly yours,


Hyman Rubin, Jr.

cc: South Carolina Workers' Compensation Commission
The Hon. Jenny Abbott Kitchings, Clerk of Court
James Paul Newman, Jr., Esquire

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Freddie Tarver ,Appellant,

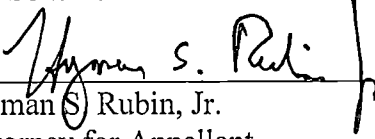
v.

Beech Island Rural Community and Auto Owners Insurance Company,Respondents.

CERTIFICATE OF SERVICE

I, the undersigned, of the law offices of McDonald, McKenzie, Rubin, Miller and Lybrand, L.L.P., attorneys for the Appellant, do hereby certify that I served upon Respondents counsel notice of filing of the Appellant's Motion to Order Transcript Outside of Time and a copy of same by causing same to be mailed on June 17, 2019, by United States Mail, proper postage prepaid, to the following address:

James Paul Newman, Jr., Esquire
Howser, Newman & Besley, L.L.C.
Post Office Box 12009
Columbia, South Carolina 29211


Hyman S. Rubin, Jr.
Attorney for Appellant
Post Office Box 58
Columbia, South Carolina 29202
Telephone Number 803-252-0500

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FAX (803) 929-3530

†CERTIFIED MEDIATOR AND ARBITRATOR
*ALSO ADMITTED IN TEXAS

June 17, 2019

BY HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

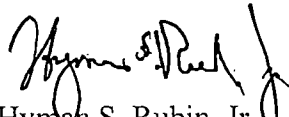
RE: Freddie Tarver v. Beech Island Rural Community and
Auto Owners Insurance Company
Appellate Case Number: 2019-000886

Dear Ms. Kitchings:

Enclosed herewith is the Appellant's Motion to Order Transcript Outside of Time Prescribed by Rule 207, SCACR, along with the following:

- 1) Proof of service of the filing of said motion on counsel for the Respondents along with a copy of said motion;
- 2) Copies of the letters marked as "Exhibit A" to the South Carolina Workers' Compensation Commission and the designated court reporter requesting the transcript; and
- 3) Our filing fee check in the amount of \$50.00.

Very truly yours,


Hyman S. Rubin, Jr.

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SC Court of Appeals

cc: James Paul Newman, Jr., Esquire
Attorney for Respondents