

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Case No. 2015-CP-10-0020

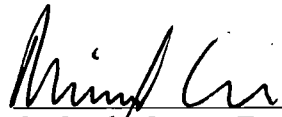
**RECEIVED**  
JUL 15 2019  
SC Court of Appeals

Steven M. Bernard and Deborah J. Bernard, on Behalf of Themselves and all others Similarly  
Situating, .....Appellants,  
v.  
3 Chisolm Street Homeowners Association, Inc.,.....Respondents.

**REQUEST FOR AND RECEIPT OF TRANSCRIPT**

TAKE NOTICE that Appellant on March 28, 2019 requested the transcript and received  
the transcript on May 1, 2019.

(Signature follows on the next page.)



---

O. Grady Query, Esquire  
Michael H. Ellis, Esquire  
Query Sautter & Associates, LLC  
147 Wappoo Creek Drive, Suite 202  
Charleston, South Carolina 29412  
Telephone: 843-795-9500  
Counsel for Appellants

July 10, 2019  
Charleston, SC

Other Counsel of Record:

M. Dawes Cook, Esquire  
Jeffrey Michael Bogdan, Esquire  
Barnwell Whaley Patterson & Helms, LLC  
P O Drawer H  
Charleston, SC 29402  
Telephone: 843-577-7700

Counsel for Respondent

## Mike Ellis

---

**From:** Norton, Phyllis H. [pnorton@sccourts.org]  
**Sent:** Wednesday, May 01, 2019 8:46 PM  
**To:** Amber Sautter  
**Cc:** Mike Ellis  
**Subject:** TRANSCRIPT: Bernard v. 3 Chisolm Street HOA; 2015-CP-10-00020  
**Attachments:** 2018-1022 Bernard, et al. v 3 Chisolm Street HOA.pdf; INVOICE 2018-1022 Bernard v 3 Chisolm Street HOA.xlsx

The transcript requested is attached along with an invoice for processing by your bookkeeping department. If you have any questions, please let me know.

Phyllis Norton, CVR-Master  
Court Reporter, 9th Circuit  
636 Long Point Road, Unit G, #74  
Mt. Pleasant, SC 29464

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**From:** Norton, Phyllis H.  
**Sent:** Saturday, March 30, 2019 4:54 PM  
**To:** Ashley Kay; transcripts  
**Cc:** Mike Ellis  
**Subject:** Re: Bernard v. 3 Chisolm Street HOA

Thank you for your transcript request. I will let you know when it is complete.

Phyllis Norton, CVR-Master  
Court Reporter, 9th Circuit  
636 Long Point Road, Unit G, #74  
Mt. Pleasant, SC 29464

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**From:** Ashley Kay <akay@qlawsc.com>  
**Sent:** Thursday, March 28, 2019 11:21 AM  
**To:** Norton, Phyllis H.; transcripts  
**Cc:** Mike Ellis  
**Subject:** Bernard v. 3 Chisolm Street HOA

\*\*\* EXTERNAL EMAIL: This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. \*\*\* Ms. Norton,

I have attached a request for the transcript of the hearing held before Judge Miller on October 22, 2018, in the above referenced case. Please confirm receipt of the same.

Thank you,

Ashley N. Kay, J.D.  
Law Clerk  
Query Sautter & Associates, LLC  
147 Wappoo Creek Drive, Suite 202  
Charleston, SC 29412  
Telephone: (843) 795-9500  
Facsimile: (843) 762-1500

akay@qlawsc.com

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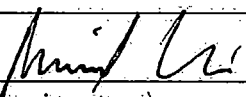
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## Transcript Request Form

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](mailto: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                                           |                                                                                                                                           |                                                  |                                 |
|-------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------|---------------------------------|
| <b>Full Name</b><br><u>Michael H. Ellis, Jr., Esquire</u>         | <b>Phone Number</b><br><u>843.795.9500</u>                                                                                                | <b>Email Address</b><br><u>mellis@qlawsc.com</u> |                                 |
| <b>Mailing Address</b><br><u>147 Wappoo Creek Drive Suite 202</u> | <b>City</b><br><u>Charleston</u>                                                                                                          | <b>State</b><br><u>SC</u>                        | <b>Zip Code</b><br><u>29412</u> |
| Transcript Information                                            |                                                                                                                                           |                                                  |                                 |
| <b>Docket Number</b><br><u>2015-CP-10-0020</u>                    | <b>Case Caption (i.e. State v. John Doe or Smith v. Smith)</b><br><u>Steven Bernard, et al v. 3 Chisolm Street Homeowners Association</u> |                                                  |                                 |
| <b>Date(s) of Proceeding</b><br><u>10/22/2018</u>                 | <b>Circuit</b> <input checked="" type="checkbox"/><br><b>Family</b> <input type="checkbox"/>                                              | <b>County</b><br><u>Charleston</u>               |                                 |
| <b>Presiding Judge</b><br><u>The Honorable Edward W. Miller</u>   | <b>Expedited</b> Yes <input type="checkbox"/><br>No <input checked="" type="checkbox"/>                                                   |                                                  |                                 |
| <b>Court Reporter(s)</b><br><u>Phyllis H. Norton</u>              | <b>Opposing Counsel</b><br><u>Dawes Cooke</u><br><u>Jeff Bogdan</u>                                                                       |                                                  |                                 |

**Requestor's Signature:**   
(Typed name will serve as signature)

**Date:** 03/28/2019

**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                                                                               |                               |                               |                          |
|-----------------------------------------------------------------------------------------------------------|-------------------------------|-------------------------------|--------------------------|
| <b>Full Name</b><br>_____                                                                                 | <b>Date Received</b><br>_____ | <b>Email Address</b><br>_____ |                          |
| <b>Notice of Estimate to Requestor Party</b><br>Date: _____ Number of Pages: _____ Estimated Amount _____ |                               |                               |                          |
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Situated, .....Appellants,

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3 Chisolm Street Homeowners Association, Inc., .....Respondents.

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**PROOF OF SERVICE**

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I certify that I have served the Request for and Receipt of Transcript by depositing a copy of it in the United States Mail, postage prepaid, on July 10, 2019, addressed to their attorney of record at their office as follows:

M. Dawes Cook, Esquire  
Jeffrey Michael Bogdan, Esquire  
Barnwell Whaley Patterson & Helms, LLC  
P O Drawer H  
Charleston, SC 29402

*Tracy O'Brien*

---

O. Grady Query

Certified Circuit Court  
Arbitrator & Mediator

Certified National Trial  
Advocacy Civil Trial Specialist



Michael W. Sautter  
Managing Partner

Michael Ellis  
Attorney

Query Sautter & Associates  
Attorneys and Counselors at Law

**RECEIVED**

July 10, 2019

JUL 15 2019

**SC Court of Appeals**

Jenny Abbott Kitchings  
South Carolina Court of Appeals Clerk of Court  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Bernard v. 3 Chisolm Street Homeowners Association, 2015-CP-10-0020

Dear Ms. Kitchings:

Enclosed herewith for filing, please find an original and one copy of our Request for and Receipt of Transcript regarding the referenced matter. Please file the original and return a clocked copy to me in the enclosed envelope. By copy of this letter with enclosure, I am serving M. Dawes Cook and Jeffrey Michael Bodgan.

Thank you for your assistance. Should you have any questions, please do not hesitate to contact this office.

Sincerely,

Tracey O'Brien  
Assistant to Michael Ellis

Enclosures

cc: M. Dawes Cook, Esquire  
Jeffrey Michael Bogdan, Esquire

147 Wappoo Creek Drive | Suite 202 | Charleston, South Carolina, 29412 | telephone: 843.795.9500 | fax: 843.762.1500

[www.querysautterlaw.com](http://www.querysautterlaw.com)



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SC Court of Appeals

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South Carolina Court of Appeals Clerk of Court  
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