

90841

September 10, 2019

RECEIVED



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

SEP 12 2019
SC Court of Appeals

City of Charleston

RE: City of Charleston v. City of North Charleston
Appellate Case No. 2019-000903

Dear Ms. Kitchings:

WILLIAM B. REGAN LEGAL CENTER

50 Broad Street
Charleston, SC 29401
tel 843-724-3730
fax 843-724-3706

CORPORATION COUNSEL

Susan J. Herdina
herdinas@charleston-sc.gov

ASSISTANT CORPORATION COUNSEL

Janie E. Borden
bordenj@charleston-sc.gov

Stirling Halversen
halversens@charleston-sc.gov

Daniel S. ("Chip") McQueeney, Jr.
mcqueeneyd@charleston-sc.gov

OF COUNSEL

Frances I. Cantwell
cantwellf@charleston-sc.gov

Please be advised that I represent Appellant City of Charleston ("Appellant") in the above-referenced matter. Appellant's initial brief and designation of matter are currently due on September 23, 2019.

I am writing to request a thirty (30) day extension of the deadline in which to serve and file Appellant's initial brief and designation of matter, so that Appellant's initial brief and designation of matter would be due on or before October 23, 2019.

No previous extension of this deadline has been requested by or granted to Appellant.

I have enclosed a check for the filing fee of \$50.00 for this request. By copy of this letter to all other counsel of record, I am advising them of this request. Your courtesies and consideration of this matter are greatly appreciated.

With kindest regards, I am,

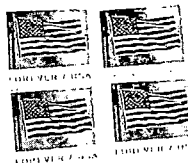
Very Truly Yours,

Daniel S. ("Chip") McQueeney, Jr.
S.C. Bar No. 06802
50 Broad Street
Charleston, South Carolina 29401
E-mail: mcqueeneyd@charleston-sc.gov
(843) 724-3730
Attorney for Appellant City of Charleston

c: J. Brady Hair, Esquire
Derk Van Raalte

Bruce E. Miller, Esquire

Daniel S. McQueeney, Jr.
City of Charleston – Legal Dept.
50 Broad Street
Charleston, SC 29401



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SC Court of Appeals

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City of Charleston

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Daniel S. ("Chip") McQueeney, Jr.
mcqueeneyd@charleston-sc.gov

OF COUNSEL

Frances I. Cantwell
cantwellf@charleston-sc.gov

September 9, 2019

VIA UNITED STATES MAIL

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

RECEIVED

SEP 12 2019

SC Court of Appeals

RE: City of Charleston v. City of North Charleston
Appellate Case No. 2019-000903

Dear Ms. Kitchings:

Please be advised that I represent Appellant City of Charleston in the above-referenced matter. Pursuant to Rule 207(a)(1), SCACR, I am enclosing communications I exchanged by electronic mail with the court reporter assigned to the circuit court's hearing in the above-referenced matter.

Please note that a copy of this letter, including all enclosures, is also being provided to opposing counsel and the Office of Court of Administration. Pursuant to Rule 207(a)(7), SCACR, copies of these correspondence have also been emailed to Court Administration. Thank you for your careful attention to this matter, and please let me know if you should have any questions or concerns.

Please let me know if you have any questions or concerns.

With kindest regards, I am,

Very Truly Yours,

Daniel S. ("Chip") McQueeney, Jr.
S.C. Bar No. 06802

50 Broad Street
Charleston, South Carolina 29401
E-mail: mcqueeneyd@charleston-sc.gov
(843) 724-3730
Attorney for Appellant City of Charleston

c: J. Brady Hair, Esquire
Derk Van Raalte
(Counsel for City of North Charleston)

Bruce E. Miller, Esquire
(Counsel for Millbrook Plantation LLC)

S.C. Court Administration

McQueeney, Daniel

From: McQueeney, Daniel
Sent: Friday, August 30, 2019 12:39 PM
To: Creppon, Bethanie
Cc: Bruce Miller; Brady@bradyhair.com; Derk Van Raalte; Cantwell, Frances; transcripts@sccourts.org; Herdina, Susan
Subject: Transcript Request in Case No. 2018-CP-10-0846, -2131, and -2539 (Appellate Case No. 2019-000903)

Ms. Creppon:

Attached, please find a letter requesting a copy of the transcript for the hearing in the above-referenced cases before Judge Griffith on October 24, 2019. Thank you!

Chip McQueeney

Daniel S. ("Chip") McQueeney, Jr. | Assistant Corporation Counsel
City of Charleston | Legal Department
50 Broad Street | Charleston, SC 29401
T: 843-724-3730 | F: 843-724-3706 | mcqueeneyd@charleston-sc.gov | www.charleston-sc.gov



City of Charleston

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August 29, 2019



VIA EMAIL AND UNITED STATES MAIL

Ms. Bethanie K. Creppon
P.O. Box 85411
Lexington, SC 29073
Email: bcreppon@sccourts.org

City of Charleston

WILLIAM B. REGAN LEGAL CENTER

50 Broad Street
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CORPORATION COUNSEL

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mcqueeneyd@charleston-sc.gov

Stirling Halversen
halversene@charleston-sc.gov

OF COUNSEL

Frances I. Cantwell
cantwellf@charleston-sc.gov

RE: City of Charleston v. City of North Charleston and Millbrook Plantation LLC, Case No. 2018-CP-10-0846;
Millbrook Plantation, LLC v. City of Charleston, Case No. 2018-CP-10-2131;
City of Charleston v. City of North Charleston and Millbrook Plantation LLC, Case No. 2018-CP-10-2539

Dear Ms. Creppon:

On October 24, 2018, the Honorable Eugene C. Griffith, Jr. held a hearing on pending motions in the above-referenced cases, which were filed in Charleston County and consolidated for all purposes by order filed on December 19, 2018. By consent of all parties, the hearing occurred in Lexington County. My records indicate that you were the court reporter for this hearing. Please note that I mistakenly ordered only a copy of the December 10, 2018, transcript, which you previously provided.

Enclosed, please find a copy of the Transcript Request Form requesting a copy of the transcript of the referenced proceedings. I request that you provide me with a transcript of the proceedings. Please transcribe the entire record of the hearing relating to the above-referenced matter.

I agree to pay the per page charge for this transcript as provided by Rule 607, SCACR.

With kindest regards, I am,

Very Truly Yours,

Daniel S. ("Chip") McQueeney, Jr.
S.C. Bar No. 06802
50 Broad Street
Charleston, South Carolina 29401
E-mail: mcqueeneyd@charleston-sc.gov

(843)-724-3730
Attorney for Appellant City of Charleston

**c: J. Brady Hair, Esquire
Derk Van Raalte
(Counsel for City of North Charleston)**

**Bruce E. Miller, Esquire
(Counsel for Millbrook Plantation LLC)**

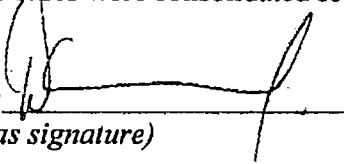
**S.C. Court Administration
Clerk, Court of Appeals**

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>Daniel S. McQueeney, Jr.</u>	Phone Number <u>843-724-3730</u>	Email Address <u>mcqueeneyd@charleston-sc.gov</u>	
Mailing Address <u>50 Broad Street</u>	City <u>Charleston</u>	State <u>SC</u>	Zip Code <u>29401</u>
Transcript Information			
Docket Number <u>2018-CP-10-0846</u> <u>2018-CP-10-2131</u> <u>2018-CP-10-2539</u>	Case Caption (i.e. State v. John Doe or Smith v. Smith)* <u>City of Charleston v. City of North Charleston and Millbrook Plantation LLC</u> <u>Millbrook Plantation, LLC v. City of Charleston</u> <u>City of Charleston v. City of North Charleston and Millbrook Plantation LLC</u>		
Date(s) of Proceeding <u>October 24, 2018</u>	Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>	County <u>Case pending in Charleston County, but hearing occurred in Lexington County by consent of all parties</u>	
Presiding Judge <u>Eugene C. Griffith, Jr.</u>		Expedited Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Court Reporter(s) <u>Ms. Bethanie K. Creppon</u> <u>P.O. Box 85411</u> <u>Lexington, SC 29073</u>		Opposing Counsel <u>Derk Van Raalte (City of North Charleston)</u> <u>J. Brady Hair, Esq. (City of North Charleston)</u> <u>Bruce E. Miller, Esquire (Millbrook Plantation LLC)</u>	

*NOTE: The referenced cases were consolidated for all purposes by order filed on December 19, 2018.

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

Date: 08/30/2019

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		
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
_____	_____	_____	_____

Mcqueeney, Daniel

From: Creppon, Bethanie <bcreppon@sccourts.org>
Sent: Friday, August 30, 2019 2:09 PM
To: Mcqueeney, Daniel
Subject: Re: Transcript Request in Case No. 2018-CP-10-0846, -2131, and -2539 (Appellate Case No. 2019-000903)
Attachments: image003.jpg

Mr. Mcqueeney

I was not the court reporter that day. I believe it was Steve Leblanc. His email address is sleblanc@sccourts.org.

Have a great holiday weekend!

From: Mcqueeney, Daniel <mcqueeneyd@charleston-sc.gov>
Sent: Friday, August 30, 2019 12:39:27 PM
To: Creppon, Bethanie
Cc: Bruce Miller; Brady@bradyhair.com; Derk Van Raalte; Cantwell, Frances; Transcripts; Herdina, Susan
Subject: Transcript Request in Case No. 2018-CP-10-0846, -2131, and -2539 (Appellate Case No. 2019-000903)

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

Attached, please find a letter requesting a copy of the transcript for the hearing in the above-referenced cases before Judge Griffith on October 24, 2019. Thank you!

Chip McQueeney

Daniel S. ("Chip") McQueeney, Jr. | Assistant Corporation Counsel City of Charleston | Legal Department
50 Broad Street | Charleston, SC 29401
T: 843-724-3730 | F: 843-724-3706 | mcqueeneyd@charleston-sc.gov | www.charleston-sc.gov <https://urldefense.proofpoint.com/v2/url?u=http-3A__www.charleston-2Dsc.gov_&d=DwMFAG&c=YGvVmrQQ6VQOFx3Z93C9uQ&r=-xLCKcREFYQ7IhEOIFr0sQdE7wdlp7NePn_jwMvHJY&m=2F4IOPrG4LX1cl9sWLX6C3AUqpxVbD9QEQ5Cveg5CNQ&s=JTRPw1VXWtek9_mjjiyKXURAy6XZKkrcBd8h4bUGRqw&e=>>
[cid:image003.jpg@01D55F2F.F5343A40]

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## McQueeney, Daniel

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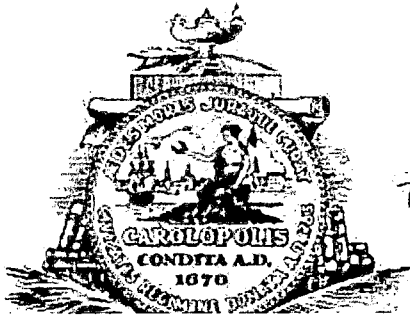
**From:** McQueeney, Daniel  
**Sent:** Monday, September 9, 2019 12:48 PM  
**To:** sleblanc@sccourts.org  
**Cc:** transcripts@sccourts.org; Bruce Miller; Caroline McLaughlin; Brady@bradyhair.com; Derk Van Raalte  
**Subject:** TRANSCRIPT REQUEST (APPELLATE CASE NO. 2019-000903)  
**Attachments:** LT LeBlanc Ordering Transcript 9-9-2019.pdf

Mr. LeBlanc:

Attached, please find a letter and transcript request form with respect to the above-referenced matter. Please let me know if you need anything further. Thank you!

Chip McQueeney

**Daniel S. ("Chip") McQueeney, Jr.** | Assistant Corporation Counsel  
City of Charleston | Legal Department  
50 Broad Street | Charleston, SC 29401  
T: 843-724-3730 | F: 843-724-3706 | [mcqueeneyd@charleston-sc.gov](mailto:mcqueeneyd@charleston-sc.gov) | [www.charleston-sc.gov](http://www.charleston-sc.gov)



*City of Cha.*

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*City of Charleston*

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**OF COUNSEL**

Frances I. Cantwell  
cantwellf@charleston-sc.gov

September 9, 2019

**VIA EMAIL AND UNITED STATES MAIL**

Mr. Steven E. LeBlanc  
P. O. Box 184  
Lexington, SC 29071  
Email: sleblanc@sccourts.org

RE: City of Charleston v. City of North Charleston and Millbrook Plantation LLC, Case No. 2018-CP-10-0846; Millbrook Plantation, LLC v. City of Charleston, Case No. 2018-CP-10-2131; City of Charleston v. City of North Charleston and Millbrook Plantation LLC, Case No. 2018-CP-10-2539

Dear Mr. LeBlanc:

On October 24, 2018, the Honorable Eugene C. Griffith, Jr. held a hearing on pending motions in the above-referenced cases, which were filed in Charleston County and consolidated for all purposes by order filed on December 19, 2018. By consent of all parties, the hearing occurred in Lexington County. My records indicate that you were the court reporter for this hearing.

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I agree to pay the per page charge for this transcript as provided by Rule 607, SCACR.

With kindest regards, I am,

Very Truly Yours,

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Charleston, South Carolina 29401

E-mail: mcqueeneyd@charleston-sc.gov  
(843) 724-3730  
Attorney for Appellant City of Charleston

c: J. Brady Hair, Esquire  
Derk Van Raalte  
(Counsel for City of North Charleston)

Bruce E. Miller, Esquire  
(Counsel for Millbrook Plantation LLC)

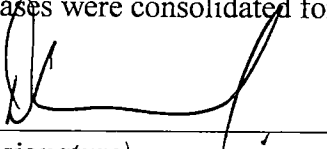
S.C. Court Administration  
Clerk, Court of Appeals

## 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>Daniel S. McQueeney, Jr.</u>                                                                                                   | <b>Phone Number</b><br><u>843-724-3730</u>                                                                                                                                                                                                                                                            | <b>Email Address</b><br><u>mcqueeneyd@charleston-sc.gov</u>                                                                                                                                         |                                 |
| <b>Mailing Address</b><br><u>50 Broad Street</u>                                                                                                      | <b>City</b><br><u>Charleston</u>                                                                                                                                                                                                                                                                      | <b>State</b><br><u>SC</u>                                                                                                                                                                           | <b>Zip Code</b><br><u>29401</u> |
| Transcript Information                                                                                                                                |                                                                                                                                                                                                                                                                                                       |                                                                                                                                                                                                     |                                 |
| <b>Docket Number</b><br><u>2018-CP-10-0846</u><br><u>2018-CP-10-2131</u><br><u>2018-CP-10-2539</u>                                                    | <b>Case Caption (i.e. State v. John Doe or Smith v. Smith)*</b><br><u>City of Charleston v. City of North Charleston and Millbrook Plantation LLC</u><br><u>Millbrook Plantation, LLC v. City of Charleston</u><br><u>City of Charleston v. City of North Charleston and Millbrook Plantation LLC</u> |                                                                                                                                                                                                     |                                 |
| <b>Date(s) of Proceeding</b><br><u>October 24, 2018</u>                                                                                               | <b>Circuit</b> <input checked="" type="checkbox"/><br><b>Family</b> <input type="checkbox"/>                                                                                                                                                                                                          | <b>County</b><br><u>Case pending in Charleston County, but hearing occurred in Lexington County by consent of all parties</u>                                                                       |                                 |
| <b>Presiding Judge</b><br><u>Eugene C. Griffith, Jr.</u>                                                                                              |                                                                                                                                                                                                                                                                                                       | <b>Expedited</b> Yes <input checked="" type="checkbox"/><br>No <input type="checkbox"/>                                                                                                             |                                 |
| <b>Court Reporter(s)</b><br><u>Mr. Steven E. LeBlanc</u><br><u>P.O. Box 184</u><br><u>Lexington, SC 29071</u><br><u>E-mail: sleblanc@sccourts.org</u> |                                                                                                                                                                                                                                                                                                       | <b>Opposing Counsel</b><br><u>Derk Van Raalte (City of North Charleston)</u><br><u>J. Brady Hair, Esq. (City of North Charleston)</u><br><u>Bruce E. Miller, Esquire (Millbrook Plantation LLC)</u> |                                 |

\***NOTE:** The referenced cases were consolidated for all purposes by order filed on December 19, 2018.

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

**Date:** 09/9/2019

**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> |                      |                        |                          |
| Date: _____                                  |                      | Number of Pages: _____ |                          |
| Estimated Amount _____                       |                      |                        |                          |
| <b>Mailing Address for Payment</b><br>_____  | <b>City</b><br>_____ | <b>State</b><br>_____  | <b>Zip Code</b><br>_____ |