

The Honorable 10-23-2019  
Jenny A. Kitchings, clerk  
S.C. Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**  
OCT 28 2019  
SC Court of Appeals

RE: James Millholland v. Sheriff of Abbeville  
Appellate Case No. 2019-001634

Dear Ms. Kitchings,

Enclosed is a letter that  
I wrote Ms. Allen at the court administration  
concerning my transcripts. Thank You.

James Millholland 367569  
A.C.I. FIASO  
PO Box 1151  
Fairfax, SC 29827

10-20-2019

Desiree Allen  
Court Administration  
1220 Senate Street suite 200  
Columbia, SC 29201  
803.734.1800

**RECEIVED**  
OCT 28 2019  
SC Court of Appeals

RE: Millholland v. Sheriff of Abbeville, et. al.  
Appellate Case No. 2019-001634  
Lower Court Case No. 2018-CP-01-00218

1. Hearing Transcript dated October 23, 2018  
Presiding Judge: The Honorable Dayet A. Early III  
Court Reporter: Lisa M. Scott

2. Hearing Transcript dated May 28, 2019  
Presiding Judge: The Honorable Eugene C. Griffith, JR.  
Court Reporter: Cheryl A. Smith

Dear Ms. Allen,

I wrote the referenced court reporters on September 23, 2019, requesting copies of the transcripts and I was advised to contact your office (see attachments). By way of explanation, both Judge Early and Judge Griffith convened hearings in this matter, and The Honorable Paul M. Burch signed the order denying my 59(e) motion. With that in mind,

Judge Burch would have, in the least, required a transcript of those hearings to establish some semblance jurisdiction and due process. In other words, it is unlikely that Judge Burch would have signed an order without insight on what transpired during the course of these hearings. Therefore, I am seeking copies of the transcripts that must have been prepared for Judge Burch.

Sincerely,

James Millholland 367569  
A.C.I. FIA50  
PO Box 1151  
Fairfax, SC 29827

cc: S.C. Court of Appeals

Abbeville Clerk of Court

Respondents

Russell Harter JR, esquire

Lisa Scott

Cheryl Smith

September 23, 2019

Cheryl A. Smith  
PO Box 80032  
Simpsonville, SC 29680

RE: James Millholland vs. Abbeville Sheriffs Dept. et al.  
Case No: 2018-CP-01-00218 [intent to appeal]

Dear Cheryl,

On October 23, 2018, in Abbeville County, The  
above referenced case was convened before the Honorable Dayet  
A. Early, III. Please forward me the cost of the transcript of this proceeding that  
was prepared for the Honorable Paul M. Burch.

I am,

James Millholland 367569  
Allendale Corr. Inst. F1A50  
PO Box 1151  
Fairfax, SC 29827

~~cc: Emily McMahon  
Abbeville Clerk of Court  
PO Box 99  
Abbeville, SC 29620  
864-366-5313~~

~~Tonya K. Kohn  
S.C. Court Administration  
1220 Senate St, Suite 200  
Columbia, SC 29201  
803-734-1800~~

cc: S.C. Court Administration

September 23, 2019

Lisa M. Scott  
PO Box 4356  
Anderson, SC 29622

RE: James Millholland vs. Abbeville Sheriffs Dept. et. al.  
Case No: 2018-CP-01-00218 [intent to appeal] 59(e) motion to  
Amend Judgment.

Dear Lisa,

On May 28, 2019, in Abbeville County, The above  
referenced hearing was convened before the Honorable Eugene  
Griffith Jr. Please forward me the cost for a copy of <sup>The transcript of</sup> this  
preceeding that was prepared for the Honorable Paul M. Burch.

I am;

James Millholland 367569  
Allendale Corr. Inst. FIASO  
PO Box 1151  
Fairfax, SC 29827

~~cc: Emily McMahan  
Abbeville Clerk of Court  
PO Box 99  
Abbeville, SC 29620  
864 366-5313~~

~~Tonya K. Kohn  
SC Court Administration  
1720 Senate St, suite 200  
Columbia, SC 29201  
803 734-1800~~

cc: SC Court Administration

Cheryl A. Smith, CVR-M

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PO Box 80032  
Simpsonville, SC 29680

E-mail: casmith@sccourts.org

**ACKNOWLEDGMENT OF RECEIPT OF  
LETTER REGARDING TRANSCRIPT OF RECORD**

September 30, 2019

James Millholland #367569  
Allendale Correctional Institution/FIA50  
PO Box 1151  
Fairfax, SC 29827

RE: Millholland v. Abbeville Sheriffs Dept  
2018-CP-01-00218

Dear Mr. Millholland,

I am in receipt of your letter to me dated September 23, 2019, requesting the cost of the transcript for your hearing on October 23, 2018. I am enclosing a copy of a letter I sent you on May 20, 2019, outlining the cost of the transcript.

In your letter dated September 23<sup>rd</sup>, you state, "Please forward me the cost of the transcript of this proceeding that was prepared for the Honorable Paul M. Burch." I am not aware of a transcript of this proceeding previously being prepared. If you feel the transcript was previously produced, please contact Court Administration. The files for this hearing were sent to me by Desiree Allen at Court Administration to produce the transcript, and if there has already been a transcript produced, it would be significantly cheaper for you to obtain a copy rather than ordering the original. But, again, I am not aware of this transcript being previously produced.

Sincerely,

*Cheryl A. Smith*

Cheryl A. Smith  
South Carolina Circuit Court Reporter  
PO Box 80032  
Simpsonville, SC 29680

Cc: [transcripts@sccourts.org](mailto:transcripts@sccourts.org)



Cheryl A. Smith, CVR-M

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PO Box 80032  
Simpsonville, SC 29680

E-mail: [casmith@sccourts.org](mailto:casmith@sccourts.org)

**ACKNOWLEDGMENT OF RECEIPT OF  
LETTER REGARDING TRANSCRIPT OF RECORD**

May 20, 2019

James Millholland #367569  
Allendale Correctional Institution  
PO Box 1151  
Fairfax, SC 29827

 **COPY**

RE: Millholland v. Abbeville Sheriffs Dept  
2018-CP-01-00218

I am in receipt of your letter to Tara Scott, a former court reporter for the State of South Carolina, and the letter sent to you from Court Administration dated May 6, 2019, requesting information on how to obtain the transcript of your hearing held on October 23, 2018. Ms. Scott is no longer a court reporter for the state and your request was forwarded to me. I am in possession of the files for your hearing.

I have reviewed Ms. Scott's files, and I estimate that the transcript will be approximately 15 pages. Please note that this is only an estimate.

Rule 607 provides that the rate of \$4.25 shall be charged per page for a transcript. Based on the current rate, the estimated cost will be \$63.75 plus \$1.45 postage for a total of \$65.20. Upon receipt of your money order or cashier's check in the amount of \$65.20, I will be able to place your request in line for production. If the transcript is less than 15 pages, I will refund the difference to you upon delivery of the transcript. If the transcript is more than 15 pages, the balance will be due prior to delivery of the transcript. Please make check payable to Cheryl Smith and mail to me at PO Box 80032, Simpsonville, SC 29680.



Under our rules, I have sixty days in which to complete the transcript after receipt of the deposit. In addition, I am allowed to request from Court Administration thirty-day extensions, if necessary, to complete the transcript. You will be notified if extensions are granted.

If you desire to cancel the request for the transcript, a cancellation request must be made in writing. You will be responsible for payment of any portion of the transcript that has been completed.

Should you have any questions regarding the above information, please contact me at the below address. Thank you for your request in this matter.

Sincerely,

*Cheryl A. Smith*

Cheryl A. Smith  
South Carolina Circuit Court Reporter  
PO Box 80032  
Simpsonville, SC 29680

Cc: [transcripts@sccourts.org](mailto:transcripts@sccourts.org)



State of South Carolina  
The Circuit Court of the Thirteenth Judicial Circuit

Lisa Scott  
Circuit Court Reporter

October 1, 2019

PO Box 4356  
Anderson, SC 29622  
lscott@sccourts.org

Mr. James Millholland 367569  
Allendale CI / Colleton A-50  
PO Box 1151  
Fairfax, SC 29827

In Re: James Millholland v. Abbeville Sheriff's Office, et al.

Dear Mr. Millholland:

I have received your request for the Transcript of Record in the above-referenced case. Such transcripts cost \$4.25 per page. I have checked my records and have estimated that this record is approximately 20 pages at \$4.25 per page, for a total cost of \$85.00, plus postage of \$7.35.

I see from your address that you are an inmate in the Department of Corrections. Please note that court reporters are not required by State or Federal law to provide free transcripts. It is also my understanding that no State agency is required to provide free transcripts, so I am not able to refer you to any other source.

Upon receipt of your certified check or money order (no personal checks) in the amount of \$92.35, I will forward the transcript to you. I am given 60 days in which to prepare the record. Extensions of time may be granted if necessary. My 60 days will not commence until receipt of payment.

Sincerely

A handwritten signature in cursive script that reads "Lisa Scott".

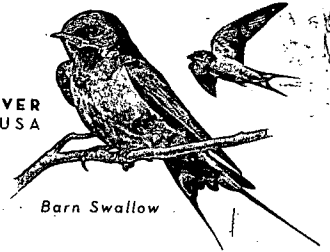
Lisa Scott  
Official Court Reporter

James Millholland 367569  
A.C.I. / FIA50  
PO Box 1151  
Fairfax, SC 29827



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**RECEIVED**

OCT 28 2019  
SC Court of Appeals

South Carolina Court of Appeals  
Jenny Abbott Kitchings  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**

OCT 24 2019  
MAILROOM  
ACI

Legal Mail