

LEONARD R. JORDAN, JR.
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December 20, 2019

South Carolina Court of Appeals
Attn. Ms. Mary Kaitlin Singleton, Case Manager
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
DEC 20 2019
SC Court of Appeals

RE: Richie D. Barnes vs. James Reese; Appellate Case No.: 2018-002157

Dear Ms. Singleton:

Enclosed are the following:

1. Front page of Appellant Initial Brief – dated the 5th day of December, 2019 – received by me by mail on December 6, 2019.
2. South Carolina Appellate Case Management System Case Information – shows Initial Brief – Appellant filed on 12/05/2019.
3. My letter to Clerk dated December 5, 2019, which indicates that no document was received by me by December 5, 2019 – filed with Court on 12/06/2019, as indicated on Case Management System.

In accordance with the Order filed on October 25, 2019, as modified by the cover letter dated October 25, 2019, copies of which are also enclosed, the appellant's initial brief and designation must be served and filed by December 2, 2019. This did not happen. Nothing was filed until three business days after this deadline.

Importantly, the final deadline (to December 2, 2019) was the second extension granted to Appellant following several other delays and extensions granted to Appellant related to his failure to timely order the trial transcript, which resulted in an Order dismissing the appeal, filed on April 24, 2019.

This appeal was filed on December 7, 2018. The initial documents due from Appellant were not filed until two days short of a full year after the appeal was filed. The trial transcript was received by Appellant on July 9, 2019. Who else is given more than 146 days (after receiving the transcript) to file an Initial Brief?

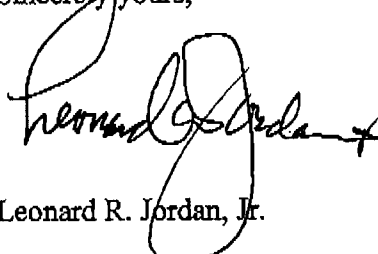
The last Order (10/25/19) is unambiguous. There is no reason why this Order should not be enforced. To do otherwise would certainly send a message that Court Rules are mere suggestions.

South Carolina Court of Appeals
Attn. Ms. Mary Kaitlin Singleton, Case Manager
December 20, 2019
Page 2

In light of the fact that, if the tardy-filing is accepted, my time to respond – 30 days from December 16, 2019 (the date I received Appellant’s Initial Brief) – is running, please provide a prompt reply.

Thanking you in advance for your cooperation in this matter, I am

Sincerely yours,

A handwritten signature in black ink, appearing to read "Leonard R. Jordan, Jr.", with a stylized flourish at the end.

Leonard R. Jordan, Jr.

LRJjr/km
Enclosure
cc: Mr. James Reese

STATE OF SOUTH CAROLINA COURT OF APPEALS
FOR THE FOURTH CIRCUIT

APPEAL FROM LEXINGTON COUNTY
Common Pleas Court
Appellate Case No. 2018-002157

State of South Carolina Appeals Court

Case No. 2016-CP-32-0137, 85
~~2016-CP-32-01385~~
Presiding Honorable Judge Allison Lee

*Received
12/6/19*

James Reese,

Appellant,

v.

INITIAL BRIEF

Richie D. Barnes,

Respondent.

Notice is hereby given that I, James Reese in the above named case, hereby enter my initial brief to the State of South Carolina Court of Appeals entered in this action on the 5th day of December, 2019.

(s) *James Reese*

Address: *717 Candy Dr*
Columbia, SC 29203



STATE OF FLORIDA
JUDICIAL BRANCH
CLERK OF THE COURT

Appellate Case No. ...

Disclaimer: The information and documents available here should not be relied upon as an official record of action. Only filed documents can be viewed. Some documents received in a case may not be available for viewing. Some documents originating from a lower court, including records and appendices, may not be available for viewing.

Case Search
Participant Search

Case Information: 2018-002157
[The following text is heavily obscured by noise and is largely illegible.]

- Party Information
Respondent: **Richie D. Barnes** N **Leonard R. Jordan, Jr.**

Views
Descending

- Event Information**
- 12/12/2019 Initial Brief - Appellant (AMENDED)
 - 12/05/2019 Initial Brief - Appellant
 - 10/25/2019 Non-Dispositional Decision - Extension Granted (Appellant's Initial Brief)
 - 09/17/2019 Motion - Reply (2nd Extension of Time-Appellant's Initial Brief)
 - 09/11/2019 Correspondence - Incoming (Mailing Receipts Filed by Appellant)
 - 07/30/2019 Non-Dispositional Decision - Extension Granted (Appellant's Initial Brief)
 - 07/10/2019 Transcript Documents - Transcript Delivered - Direct Appeal
 - 06/11/2019 Transcript Documents - Court Reporter Extension
 - 06/03/2019 Correspondence - Incoming (Regarding Motion to Reinstate)
 - 05/14/2019 Transcript Documents - Court Reporter Extension
 - 05/03/2019 Motion - Reinstate
 - 04/24/2019 Dispositional Decision - Order

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December 5, 2019

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

RE: Richie D. Barnes vs. James Reese; Appellate Case No.: 2018-002157

Dear Ms. Kitchings:

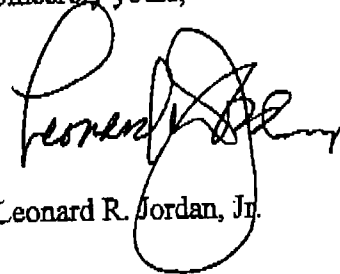
In accordance with the Order filed on October 25, 2019, the Appellant was required to serve and file his initial brief and designation by November 24, 2019. (The cover letter accompanying said Order indicated that the deadline was December 2, 2019.)

As of this date, I have not received any documents required to be served by either of said deadlines, and I have seen no evidence of the filing thereof on the Court of Appeals website.

Please issue (or request the issuance of) an Order dismissing this appeal.

Thanking you in advance for your cooperation in this matter, I am

Sincerely yours,



Leonard R. Jordan, Jr.

LRJjr/km

cc: Mr. James Reese



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
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www.sccourts.org

October 25, 2019

James Reese
717 Cindy Drive
Columbia SC 29203

Re: Richie D. Barnes v. James Reese
Appellate Case No. 2018-002157

Dear Mr. Reese:

Enclosed is the Court's decision on your motion for an extension of time. You must serve and file the appellant's initial brief and designation of matter by December 2, 2019. Failure to comply with the Court's request will result in the dismissal of your appeal.

Very truly yours,

Handwritten signature of Jenny Abbott Kitchings in cursive.

CLERK

cc: Leonard R. Jordan, Jr., Esquire

The South Carolina Court of Appeals

Richie D. Barnes, Respondent,

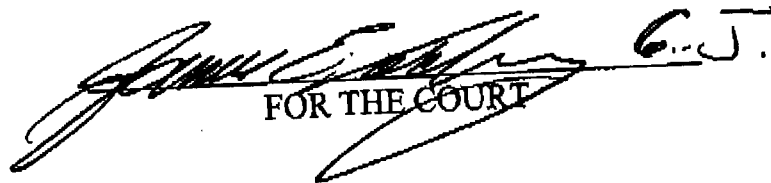
v.

James Reese, Appellant.

Appellate Case No. 2018-002157

ORDER

After careful consideration, Appellant's motion for an extension of time is granted to the extent that Appellant may have an extension of thirty days. Within thirty days of the date of this order, Appellant shall serve and file Appellant's initial brief and designation of matter.


FOR THE COURT

Columbia, South Carolina

cc:
James Reese
Leonard R. Jordan, Jr., Esquire

FILED
October 25, 2019

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FACSIMILE COVER SHEET

TO: Ms. Mary Kaitlin Singleton, Case Manager
 South Carolina Court of Appeals

FAX NO.: (803) 734-1839

FROM: Leonard Jordan, Jr.

NUMBER OF PAGES: 8 (includes cover page)

RE: Richie D. Barnes vs. James Reese; Appellate Case No.: 2018-002157

COMMENTS: See attached letter and documents. Thank you.

DATE: 12/20/2019

TIME: 10:10 A.M.

THIS TRANSMITTAL WILL BE SENT VIA FACSIMILE ONLY

If there are any problems with this transmission, please contact (803) 726-1950

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE.

THANK YOU.