

From: [Adam C. Ness](#)
To: [Sineath, Christina](#)
Cc: [Allen, Desiree](#); rdudek@sccid.sc.gov; dshupe@scag.gov; awilson@scag.gov; aw.nessandjett@gmail.com; dridings@scag.gov; [Johnson, Penny](#); [MailSync - Wade, Roy Lee / State of South Carolina v. Roy Lee Wade](#)
Subject: Re: In the Matter of Roy Lee Wade (2) 2019-001995
Date: Tuesday, September 22, 2020 2:02:18 PM
Attachments: [2020-09-22_12-34 Gmail - State vs. Roy Wade.pdf](#)

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

Dear Ms. Sineath:

I hope this email finds you well. This is an update on the appeal: In the Matter of Roy Lee Wade, case number 2019-001995.

Please see attached and be advised, the court reporter assigned to draft this trial transcript reported to me today, 9/22/2020, that she was finally able to locate the audio file.

As a refresher on this matter, the court reporter that appeared and recorded the audio for this trial died suddenly earlier this year, I believe as a result of cancer. Her audio files were not individual files for each hearing but were, as I understand it, large/long audio files containing multiple hearings, which required a great deal of effort and time to locate the correct file.

As soon as I have the transcript, I will file the same as well as my initial brief, pursuant to the Rules of Appellate Procedure and Supreme Court Orders re COVID-19.

Sincerely,

Adam C. Ness

Associate Attorney at Ness & Jett, LLC

Work 803-245-5178

Fax 803-245-5384

Physical Address: 2878 Main Hwy., Bamberg, SC 29003

Mailing Address: PO Box 909, Bamberg, SC 29003

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On Mon, Aug 31, 2020 at 9:55 AM Adam C. Ness <adamcness@gmail.com> wrote:

Dear Ms. Sineath and Ms. Johnson:

Update: I have still not received a copy of the transcript in this appeal.

Sincerely,

Adam C. Ness

Associate Attorney at Ness & Jett, LLC

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On Wed, Aug 12, 2020 at 10:22 AM Adam C. Ness <adamcness@gmail.com> wrote:

Dear Ms. Sineath:

I am in receipt of your email sent yesterday. Penny Johnson, the assigned court reporter, and I have been in communication via email. See attached. As of early June, she was still working on the transcripts. I am copying her to this email chain.

I am preparing a letter to court administration with copy to all parties, the court, and Penny Johnson. If you have any questions, please let me know.

Sincerely,

Adam C. Ness

Associate Attorney at Ness & Jett, LLC

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On Fri, Jun 19, 2020 at 12:53 PM Adam C. Ness <adamcnness@gmail.com> wrote:

Dear All:

Penny Johnson, Court Reporter for the 2nd Circuit Family Court, is working on the transcript. I had to go back and do a timeline to recall where we are, which I hope is helpful:

10/08/2019 - trial concluded in State v. Roy Wade, case no. 2014-CP-02-02115

11/08/2019 - Appellant's trial counsel requested a copy of the transcript from the court reporter, Brenda Sigwald

11/14/2019 - Notice of Appeal filed

01/09/2020 - Desiree Allen acquired an extension until 2/8/2020

01/10/2020 - Appellant's trial counsel filed a Motion to Be Relieved ("MTBR")

01/14/2020 - Brenda Sigwald passed away

04/08/2020 - CoA requested reply from Appellant

05/20/2020 - CoA denied MTBR

06/01/2020 - Appellant's counsel emailed Desiree Allen re status of the transcript

06/11/2020 - Appellant's counsel received the attached email from Court Reporter Penny Johnson

Sincerely,

Adam C. Ness

Associate Attorney at Ness & Jett, LLC

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On Wed, May 20, 2020 at 3:17 PM Sineath, Christina <csineath@sccourts.org> wrote:

Good afternoon,

Attached please find correspondence from the Court of Appeals.

Christina Sineath

Senior Appeals Specialist

S.C. Court of Appeals

(803) 734-1890

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