

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

**Jan 13 2021**

**SC Court of Appeals**

APPEAL FROM SPARTANBURG COUNTY  
Court of Common Pleas

The Honorable R. Keith Kelly, Circuit Court Judge

Appeal No.: 2020-001695

Mark Douglas Hill, III, by and through his  
Duly appointed Guardian ad Litem, Helen  
Kaci Hill, Plaintiff..... Respondent,

v.

Cranston Print Works Company d/b/a  
Cranston Trucking Company, Ryder Truck  
Rental, Inc., Optimum Staffing, Inc., d/b/a  
Optimum Logistic Solutions, and Jason E.  
Burdette, Defendants,

And

Gregory Jones, Sr., as the Father and Duly  
Appointed Personal Representative of the  
Estate of Jessica Dawn Jones, Deceased, Plaintiff, .....Respondent,

v.

Cranston Print Works Company d/b/a  
Cranston Trucking Company, Ryder Truck  
Rental, Inc., Optimum Staffing, Inc., d/b/a  
Optimum Logistic Solutions, and Jason E.  
Burdette, Defendants,

of whom Jason E. Burdette is the .....Appellant.

**MOTION FOR LEAVE  
TO ORDER TRANSCRIPT OUT OF TIME**

Pursuant to Rules 207 & 240, SCACR, Appellant Jason E. Burdette hereby moves this  
Court for an Order granting him leave to order the transcript of the August 11, 2020 hearing  
before the Honorable R. Keith Kelly, Spartanburg County Circuit Court, out of time. Appellant

filed his Notice of Appeal on December 28, 2020, making the deadline to order the transcript January 7, 2021. However, due to other commitments and deadlines, the undersigned was unable to order the transcript until January 12, 2021. Appellant's Transcript Request Form 800 and a copy of his email communication with the court reporter are attached hereto.

Wherefore, for good cause shown, the undersigned seeks an order granting it leave to order the transcript out of time.

Respectfully submitted,

MCANGUS GOUDELOCK & COURIE, LLC

January 13, 2021

By: \_\_\_\_\_



Helen F. Hiser  
S.C. Bar No.: 76124  
735 Johnnie Dodds Blvd., Suite 200  
P.O. Box 650007  
Mount Pleasant, South Carolina 29465  
(843) 576-2900  
helen.hiser@mgclaw.com

*Attorneys for Appellant Jason E. Burdette*

**RECEIVED****Jan 13 2021****Transcript Request Form (Rev.)****SC Court of Appeals**

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.

<b>Requestor's Information</b>			
<b>Full Name</b> <u>Helen F. Hiser</u>		<b>843-576-2930</b>	<b><a href="mailto:helen.hiser@mgclaw.com">helen.hiser@mgclaw.com</a></b>
<b>P.O. Box 650007</b>		<b>Mount Pleasant</b>	<b>SC 29465</b>
<b>Transcript Information</b>			
<b>Docket Numbers</b> 2019-CP-42-02212	<b>Case Captions</b> (i.e. State v. John Doe or Smith v. Smith) Mark Douglas Hill, III by and through his duly appointed Guardian ad Litem, Helen Kaci Hill v. Cranston Print Works Company d/b/a Cranston Trucking Company, Ryder Truck Rental, Inc., Optimum Staffing, Inc. d/b/a Optimum Logistic Solutions, and Jason E. Burdette		
2019-CP-42-02215	Gregory Jones, Sr., as the father and duly appointed Personal Representative of the Estate of Jessica Dawn Jones v. Cranston Print Works Company d/b/a Cranston Trucking Company, Ryder Truck Rental, Inc., Optimum Staffing, Inc. d/b/a Optimum Logistic Solutions, and Jason E. Burdette		
<b>Date(s) of Proceeding</b> <u>August 11, 2020</u>		<b>Circuit</b> <input checked="" type="checkbox"/>	<b>County</b> <u>Spartanburg</u>
<b>Presiding Judge</b> <u>R. Keith Kelly</u>		<b>Expedited</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Court Reporter(s)</b> Pamela E. Green Post Office Box 819 Reidville, SC 29375 <a href="mailto:pgreen@sccourts.org">pgreen@sccourts.org</a>		<b>Opposing Counsel</b> Alexander P. Lewis, Esq. W. Blake Cummings, Esq. Patrick E. Knie, Esq. Brandt Horton, Esq.	

**Requestor's Signature:** s/Helen F. Hiser  
(Typed name will serve as signature)

**Date:** January 12, 2021

**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.

<b>For Court Reporter Use Only</b>			
<b>Full Name</b>	<b>Date Received</b>	<b>Email Address</b>	
<b>Notice of Estimate to Requestor Party</b>			
Date: _____	Number of Pages: _____	Estimated Amount _____	
<b>Mailing Address for Payment</b>	<b>City</b>	<b>State</b>	<b>Zip Code</b>

## Helen Hiser

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**From:** Helen Hiser  
**Sent:** Tuesday, January 12, 2021 1:25 PM  
**To:** 'pgreen@sccourts.org'; 'transcripts@sccourts.org'; 'ctappfilings@sccourts.org'  
**Cc:** 'Alex.lewis@cummingslewis.com'; 'Blake.cummings@cummingslewis.com';  
'pknie@knielaw.com'; 'drheney@gwblawfirm.com'; 'byoung@gwblawfirm.com';  
'bhorton@ycrlaw.com'; Geoff Gibbon  
**Subject:** Gregory Jones, Sr., as the father and duly appointed Personal (Claim No.:  
501-831720)  
**Attachments:** Transcript Request Form (Rev).pdf.pdf

Ms. Green, Apparently, the hearing in this matter was held on August 11, 2020, instead of July 27, 2020, as is stated (incorrectly) in the October 8, 2020 Order. Accordingly, please see the attached revised Transcript Request Form.  
Sincerely,  
Helen Hiser

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v.

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Burdette, Defendants,

And

Gregory Jones, Sr., as the Father and Duly  
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Rental, Inc., Optimum Staffing, Inc., d/b/a  
Optimum Logistic Solutions, and Jason E.  
Burdette, Defendants,

of whom Jason E. Burdette is the .....Appellant.

**PROOF OF SERVICE**

I certify that I have served Appellant Jason E. Burdette’s **Motion for Leave to Order Transcript Out of Time** on Mark Douglas Hill, III, by and through his Duly Appointed Guardian ad Litem, Helen Kaci Hill, and Gregory Jones, Sr., as the Father and Duly Appointed Personal Representative of the Estate of Jessica Dawn Jones, and other counsel of record by emailing and depositing a copy of it in the United States Mail, postage prepaid, addressed as follows:

Alexander P. Lewis, Esq.  
W. Blake Cummings, Esq.  
CUMMINGS & LEWIS, LLC  
P.O. Box 5766  
Spartanburg, South Carolina 29304  
(864) 573-9688  
Alex.lewis@cummingslewis.com  
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Patrick E. Knie, Esq.  
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*Counsel for Plaintiffs*

T. David Rheney, Esq.  
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*Counsel for Defendants Cranston Print Works Company d/b/a Cranston Trucking Company, and Optimum Staffing, Inc.*

Brandt Horton, Esq.  
YOUNG CLEMENT RIVERS  
25 Calhoun Street, Ste. 400  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 577-4000  
bhorton@yctrlaw.com

*Counsel for Defendant Ryder Truck Rental*

January 13, 2021

*s/Lisa Carducci*  
\_\_\_\_\_  
Lisa Carducci  
Legal Assistant to Helen F. Hiser  
McANGUS GOUDELOCK & COURIE LLC  
735 Johnnie Dodds Blvd., Suite 200  
PO Box 650007

Mount Pleasant, South Carolina 29465  
(843) 576-2900

*Attorneys for Appellant Jason E. Burdette*



**Reply To**

HELEN F. HISER  
Direct Dial: (843) 576-2930  
helen.hiser@mgclaw.com

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SC Court of Appeals

**VIA S.C. COURTS E-FILING & U.S. MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

RE: Mark Douglas Hill, III by and through his duly appointed Guardian ad Litem, Helen Kaci Hill v. Cranston Print Works Company d/b/a Cranston Trucking Company, Ryder Truck Rental, Inc., Optimum Staffing, Inc. d/b/a Optimum Logistic Solutions, and Jason E. Burdette / 2019-CP-42-02212

Gregory Jones, Sr., as the father and duly appointed Personal Representative of the Estate of Jessica Dawn Jones v. Cranston Print Works Company d/b/a Cranston Trucking Company, Ryder Truck Rental, Inc., Optimum Staffing, Inc. d/b/a Optimum Logistic Solutions, and Jason E. Burdette / 2019-CP-42-02215

Date of Incident: February 1, 2019  
Carrier Claim No.: 501-831720  
MGC File No.: 2094.20153  
Appeal No.: 2020-001695

Dear Ms. Kitchings:

Enclosed please find the original of Appellants' Motion for Leave to Order Transcript Out of Time, and the Proof of Service in the above-referenced matter. We are serving counsel of record via email and U.S. Mail.

We will send our firm's check in the amount of \$50 for filing the motion via U.S. Mail with a copy of this letter.

If you have any questions, please do not hesitate to contact me.

Yours truly,

Helen F. Hiser

The Honorable Jenny Abbott Kitchings  
January 13, 2021  
Page 2

cc: Alexander P. Lewis, Esq.  
W. Blake Cummings, Esq.  
Patrick E. Knie, Esq.  
Brandt Horton, Esq.  
T. David Rheney, Esq.  
William T. Young, III, Esq.