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SWEENEY WINGATE & BARROW P.A. SC Court of Appeals

March 17, 2021

Reply to: Main Office

Brandon R. Gottschall
(803) 256-2233 x7132
brg@swblaw.com

The Honorable V. Claire Allen
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: *Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.*
Civil Action No. 2019CP0202840
Appellate Case No. 2020-001441
Our File: 5080-12409

Dear Ms. Allen:

I am writing in response to your letter of March 16, 2021. Per our prior correspondence and filing with the Court on December 21, 2020, undersigned counsel ordered hearing transcripts in this matter on November 18, 2020. The first transcript request was to Steven LeBlanc and the second was to Maryann Nevers. Both requests were sent with copies to all parties (including Court Administration and the Court of Appeals via email). As also indicated in our prior filing, on December 5, 2020 we received the transcript from Mr. LeBlanc.

Regarding the second transcript, undersigned counsel followed up with the court reporter again on March 10 and 11, 2021, which correspondence was copied to opposing counsel and, upon information and belief, to Court Administration, and Court of Appeals via email. Undersigned counsel understands that since receipt of our correspondence, the Court Reporter has completed the transcript which we anticipate receiving shortly.

A copy of our email correspondence with the Court Reporter is attached for reference, and please do not hesitate to let us know if we can provide anything further.

Yours truly,

SWEENEY, WINGATE & BARROW, P.A.

A handwritten signature in black ink, appearing to be 'BRG', written over a horizontal line.

Brandon R. Gottschall

BRG/brg
/enclosures

cc: Edward John Waelde, Esquire, Poliakoff & Associates, P.A.
Gary W. Poliakoff, Esquire, Poliakoff and Associates, P.A.
Raymond P. Mullman, Jr., Esquire, Poliakoff & Associates, P.A.

Brandon R. Gottschall

From: Nevers, Maryann S. <mnevers@sccourts.org>
Sent: Thursday, March 11, 2021 9:26 AM
To: Brandon R. Gottschall
Subject: Re: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

You are correct. I do see the second page. Please forgive my oversight. We converted to a new e-mail platform last week, and things look a bit different in the new system. I will contact you in a few hours with the invoice amount.

THANKS

Maryann S. Nevers, CVR-M-CM, RVR, RVR-M
Realtime Verbatim Reporter-Master
Certified Verbatim Reporter - Master, Certificate of Merit
Official Court Reporter
South Carolina Judicial Branch
Eighth Judicial Circuit - At Large
Post Office Box 5712
West Columbia, SC 29171-5712

mnevers@sccourts.org

From: Brandon R. Gottschall <BRG@swblaw.com>
Sent: Thursday, March 11, 2021 8:55 AM
To: Nevers, Maryann S. <mnevers@sccourts.org>
Cc: Transcripts <transcripts@sccourts.org>; ctappfilings@sccourt.org <ctappfilings@sccourt.org>; atty@gpoliakoff.com <atty@gpoliakoff.com>; 'Ray Mullman' <rmullmanjr@gmail.com>
Subject: RE: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

Thank you Ms. Nevers. I believe the SCCA Form 800 should be the second page our November 18 letter but let us know if you need anything further on that front.

Regarding the format, both a PDF and hard copy of the transcript would be perfect.

Thank you again.

Brandon

S·W·B

Brandon Gottschall | *Member*
Sweeny, Wingate & Barrow, P.A.

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From: Nevers, Maryann S. <mnevers@sccourts.org>
Sent: Thursday, March 11, 2021 8:50 AM
To: Brandon R. Gottschall <BRG@swblaw.com>
Cc: Transcripts <transcripts@sccourts.org>; ctappfilings@sccourt.org; atty@gpoliakoff.com; 'Ray Mullman' <rmullmanjr@gmail.com>
Subject: Re: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

Mr. Gottschall, I apologize that I did not follow up with you in November upon my return from a travel week. Under normal circumstances, I would require advance payment before I begin work on a transcript. However, I will get this transcript done today. As a housekeeping matter, to request a transcript, you must complete SCCA Form 800, the link to which is provided: <https://www.sccourts.org/forms/pdf/SCCA800.pdf>. SCACR Rule 607 sets forth fees and turnaround times for transcripts: <https://www.sccourts.org/courtReg/displayRule.cfm?ruleID=607.0&subRuleID=&ruleType=APP>. Also, please advise which transcript format you are seeking (i.e., PDF copy via e-mail, paper copy via U.S. Mail, or both). Upon completion of the transcript, I will send you an invoice for payment, which I will require before the transcript is released to you. Please let me know if you have any questions or require further information.

I will await your advisement while I get to work on this transcript.

THANKS

Maryann S. Nevers, CVR-M-CM, RVR, RVR-M
Realtime Verbatim Reporter-Master
Certified Verbatim Reporter - Master, Certificate of Merit
Official Court Reporter
South Carolina Judicial Branch
Eighth Judicial Circuit - At Large
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West Columbia, SC 29171-5712

-mnevers@sccourts.org -

From: Brandon R. Gottschall <BRG@swblaw.com>
Sent: Wednesday, March 10, 2021 5:29 PM
To: Nevers, Maryann S. <mnevers@sccourts.org>
Cc: Transcripts <transcripts@sccourts.org>; ctappfilings@sccourt.org <ctappfilings@sccourt.org>; atty@gpoliakoff.com <atty@gpoliakoff.com>; 'Ray Mullman' <rmullmanjr@gmail.com>; jwaelde@gpoliakoff.com <jwaelde@gpoliakoff.com>; Mark V. Gende <mvg@swblaw.com>; Tiffany N. Nelson <TNN@swblaw.com>
Subject: RE: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

Good afternoon Ms. Nevers,

We are following up on the transcript in this matter. Would you let us know the status as this matter is pending appeal?

Thanks for your assistance and if you need any additional information from us, please let me know.

Best,

Brandon

Brandon Gottschall | Member
Sweeny, Wingate & Barrow, P.A.

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-----Original Message-----

From: Nevers, Maryann S. <mnevers@sccourts.org>

Sent: Wednesday, November 18, 2020 1:20 PM

To: Gloria Coberly <GPC@swblaw.com>

Cc: Transcripts <transcripts@sccourts.org>; ctappfilings@sccourt.org; atty@gpoliakoff.com; 'Ray Mullman' <rmullmanjr@gmail.com>; jwaelde@gpoliakoff.com; Mark V. Gende <MVG@swblaw.com>; Brandon R. Gottschall <BRG@swblaw.com>

Subject: Re: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

My apologies. I did not see your subsequent communication. I am in Greenville this week, but I will research your request upon my return to my office and follow up with you.

THANKS

Maryann S. Nevers, CVR-M-CM, RVR, RVR-M

Realtime Verbatim Reporter-Master

Certified Verbatim Reporter - Master, Certificate of Merit Official Court Reporter South Carolina Judicial Branch Eighth Judicial Circuit - At Large Post Office Box 90202 Columbia, SC 29290

mnevers@sccourts.org<<https://mail.sccourts.org/owa/redir.aspx?C=0530d46560ca40b3b43f6a3daa27d1bb&URL=mailto%3amnevers%40sccourts.org>>

From: Gloria Coberly <GPC@swblaw.com>

Sent: Wednesday, November 18, 2020 11:57:37 AM

To: Nevers, Maryann S.

Cc: Transcripts; ctappfilings@sccourt.org; atty@gpoliakoff.com; 'Ray Mullman'; jwaelde@gpoliakoff.com; Mark V. Gende; Brandon R. Gottschall

Subject: RE: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

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

From: Gloria Coberly

Sent: Wednesday, November 18, 2020 11:55 AM

To: mnevers@sccourts.org

Cc: transcripts@sccourts.org; ctappfilings@sccourt.org; atty@gpoliakoff.com; 'Ray Mullman' <rmullmanjr@gmail.com>; jwaelde@gpoliakoff.com; Mark V. Gende <MVG@swblaw.com>; Brandon R. Gottschall <BRG@swblaw.com>

Subject: Estate of Charles S. Rudd v. Pepper Hill Nursing & Rehab Center, et al.; Civil Action No. 2019CP0202840; Appellate Case No. 2020-001441; Our File: 5080-12409

Dear Ms. Nevers:

Attached please find correspondence and a Transcript Request Form from Brandon Gottschall regarding the above-referenced matter.

Sincerely,
Gloria Coberly

Gloria P. Coberly | Legal Assistant to Mark V. Gende and William A. Neinast Sweeny, Wingate & Barrow, P.A.

[cid:053192021@09112012-1B98]

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