

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Apr 30 2021

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

SC Court of Appeals

The Honorable Bentley Price, Circuit Court Judge

Gregory  
Muxlow.....Appellant,

v.

Ruby Tuesday, KC Mulligan’s, St. Ives’ and Carroll Management  
Group.....Respondents.

Appellate Case No. 2020-000129

**MOTION FOR FILING DEADLINE OF THE AMENDED RECORD ON APPEAL AND  
SUPPLEMENTAL DESIGNATION OF MATTER TO BE HELD IN ABEYANCE**

The appellant respectfully requests that the Appellate Court grant the appellant’s time for filing Amended Record on Appeal and Supplemental Designation of Matter be held in abeyance for 90 days pending the receipt of the requested transcript, with status reports given to the Court by appellant every 30 days until the appellant receives the transcript. As previously stated, the appellant requested the transcript of the December 18, 2020 hearing from the court reporter, who guaranteed that the transcript would be ready no later than March 23, 2021. The undersigned’s office has attempted to contact the court reporter multiple times over the last two weeks to check on the status of the transcript. The court reporter has not responded to any of these attempted communications.

On March 25, 2021, the undersigned contacted Court Administration about the status of the transcript. Court Administration informed the undersigned that the court reporter for the

December 18, 2020 hearing is no longer employed by Court Administration. Further, Court Administration stated that its office is working to obtain that court reporter's records but does not yet have them. Once the records are obtained, Court Administration stated that it will send the record of the hearing to be transcribed and provide the undersigned's office with a copy of the transcript.

On March 29, 2021, the Appellate Court granted appellant's March 26, 2021 Motion for an Extension of Time to File the Amended Record on Appeal and Supplement the Designation of Matter. The appellant has followed up with Court Administration but, as of the date of this filing, has not received a copy of the transcript or a date by which Court Administration will have the hearing transcribed.

For the foregoing reasons, the appellant respectfully requests that the Appellate Court grant the appellant's time for filing Amended Record on Appeal and Supplemental Designation of Matter be held in abeyance for 90 days pending the receipt of the requested transcript, with status reports given to the Court by appellant every 30 days until the appellant receives the transcript, to allow time for Court Administration to obtain the record of the December 18, 2020 hearing and have it transcribed.

Respectfully submitted,

April 30, 2021

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