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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Frank R. Addy, Jr., Circuit Court Judge

Case No. 2012-CP-32-03208

Donnie Myers, et al,

Respondent,

v.

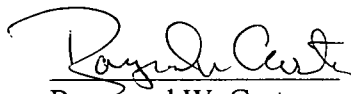
Raymond W. Carter,

Appellant.

MOTION FOR EXTENSION

Raymond W. Carter, request this Honorable Appellate Court grant a Motion of Extension in the placement of the order for transcripts in the above captioned case.

April 4, 2013
Columbia, SC


Raymond W. Carter
2219 Leesburg Road
Columbia, SC 29209-3055

Appellant Pro Se

Cc: File

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APR 10 2013

SC Court of Appeals

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The hearing in the Lexington Country Court of Common Pleas in this case was heard before the Honorable Judge Frank D. Addy, Jr. on February 7, 2013. According to the SCRCRCP RULE 203 (b)(1) identifies that notice of appeal from final judgment shall be served on all respondents within thirty (30) days. Appellant filed Notice of Appeal on February 11, 2013 to the Clerk of Court Lexington County, believing he, as Pro Se Appellant had ten (10) days from the order to file. However, this was incorrect and the Notice of Appeal was filed prematurely.

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SC Court of Appeals

The final order of Judgment entered in this case was not released until February 22, 2013, in which the Appellant didn't receive his copy in the mail until February 27, 2013. During this time, with a federal holiday in place, Appellant tried numerous times to contact the Clerk of Court Lexington County to retrieve the contact information of the court reporter in this case.

On February 22, 2013, the Appellant filed an Initial Brief based on what he heard from the Honorable Judge Frank D. Addy, Jr. to be his reason to dismiss the case, where there was no argument or hearing made because Appellant waited two (2) hours in front of the wrong court room, Judge dismissed the case because no one was in the court room to represent this case when he called the hearing. So other than the dismissing the case, there couldn't have been much put on the record.

Regardless, it wasn't until after Appellant received a copy from the Clerk of Court Lexington County of the Judge's final order that he was able to discover the dates and the order given and the court where it had been made.

On March 6, 2013, the Appellant received notice from the Clerk of Court of Appeals that he had filed his Appeal and brief prematurely with attached recommendations outlining the deficiencies in the of the appeal. One of those was that the appeal did not have with it a order of judgment.

On March 11, 2013, by order of the Appellate Clerk, Appellant refiled his notice of appeal in proper form pursuant to the instructions and recommendations made by the Court of Appeals Court Clerk.

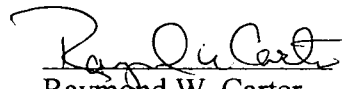
On or about March 5, 2013 the Appellant received a copy of an order for transcripts from Davidson & Lindemann, P.A. requesting a copy of the transcript of record in this case. Appellant now learning of the assumed court reporter in the case, submitted a request for transcripts letter with this same person Ms. Stacy L. Sheppard,

and provided all respondents and the Clerk of Court of Appeals as well as the Court Administrator, Ms. Rosalyn W. Frierson a copy with Proof of Service attached.

Today, April 4, 2013, I am in receipt of notification that my request for transcripts was supposed to be ordered no later than February 26, 2013. They were not and what the Appellate has explained above has been the course in which to accommodate the Court Rules. Appellate was advised to file this Notice of Extension giving the request for transcripts to be received in the time limit tolling from the date they were ordered.

Appellate prays this court grant this Motion for Extension based on the above information provided.

April 4, 2013
Columbia, SC


Raymond W. Carter
2219 Leesburg Road
Columbia, SC 29209-3055

Appellant Pro Se

Cc: File

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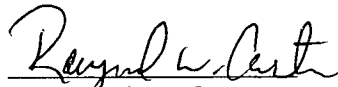
Raymond W. Carter,

Appellant.

PROOF OF SERVICE

I, Raymond W. Carter certify that I have served the Motion for Extension on April 4, 2013, by depositing a copy of it in the United States Mail, postage paid, addressed to Jenny Abbot Kitchings, Clerk of Court, SC Court of Appeals, PO Box 11629, Columbia, SC 29211.

April 4, 2013
Columbia, SC


Raymond W. Carter
2219 Leesburg Road
Columbia, SC 29209-3055

Appellant Pro Se

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SC Court of Appeals

Raymond Carter
2219 Leesburg Road
Columbia, SC 29209-3055

April 4, 2013

Honorable Jenny A. Kitchings
Clerk of Court
SC Court of Appeals
PO Box 11629
Columbia, SC 29211

RE: Raymond Carter v. Donnie Meyers;
Appellate Case No. 2013-000449

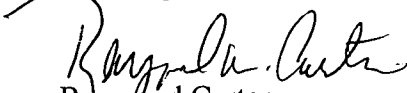
Dear Honorable Clerk,

As per your letter dated April 1, 2013, I have complied with your request to file a Motion of Extension in the above referenced case as it pertained to the ordering of court transcripts.

Attached is a copy of this Motion and Proof of Service served on all Respondents in this matter.

If you have any questions, please do not hesitate to contact me. Thank you for your valuable time and continued assistance in this matter.

Sincerely,


Raymond Carter

Cc: File

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SERIALIZED
INDEXED
FILED

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APR 10 2013

SC Court of Appeals

2013 APR 10 10:10 AM
JENNY A. KITCHINGS
CLERK OF COURT

Raymond Carter
2219 Leesburg Rd.
Columbia, SC 29209

Honorable Jenny A. Kitchings
Clerk of Court
SC Court of Appeals
PO Box 11629
Columbia, SC 29211