

RECEIVED

May 16 2022

SC Court of Appeals

SUPPLEMENTAL MOTION TO FILE REQUEST  
OUTSIDE OF TIME

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Case No. 22021-001527

Tina Patton,

Appellant,

v.

Linda Doty,

Respondent.

SUPPLEMENTAL MOTION TO FILE REQUEST OUTSIDE  
OF TIME

Attorney Thornwell Simons, on behalf of Ms. Tina Patton, Appellant, files this Motion in the above-captioned matter.

On January 18<sup>th</sup>, 2022, counsel received correspondence from the Court of Appeals requiring submission of proof that a transcript of the trial below has been timely requested. Documentation that a trial transcript had been timely requested was submitted to the Court of Appeals by Mr. Simons on January 24, 2022, along with a Motion to be Relieved as Counsel and other contemporaneous filings.

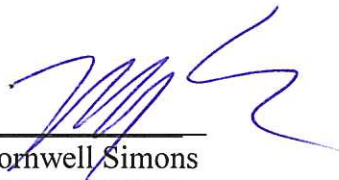
A transcript of the oral argument before Richland County Circuit Court Judge Jocelyn Newman on August 27<sup>th</sup>, 2021 had not been requested as of January 18, 2022, as funding for that request was not available for the reasons explained in Counsel's Motion to be Relieved (primarily, that the Richland County Public Defender's Office does not

normally provide representation, or funding for litigation, for matters outside the Richland County court system).

On April 14, 2022, Mr. Simons received correspondence from the Court of Appeals informing him that if Ms. Patton were unable to find other counsel, and did not choose to represent herself *pro se*, then after thirty days, the Richland County Public Defender's Office would remain as counsel and represent Ms. Patton in this Appeal.

Thirty days have now passed and Mr. Simons therefore believes he remains as appointed counsel for Ms. Patton in this matter. The Richland County Public Defender's Office has therefore now provided funding for a transcript of the oral argument before Richland County Circuit Court Judge Jocelyn Newman on August 27<sup>th</sup>, 2021, and that transcript has been requested. Documentation of that request is attached as Attachment A. While this additional transcript is not a transcript of the trial below, but only of appellate oral argument, if such additional filing is deemed necessary by the Court then counsel requests permission to file it outside of time.

05/14/ 2022

  
s/  
Thornwell Simons  
S.C. Bar # 73719  
Richland County Public Defender's Office  
1701 Main Street  
Columbia, SC 29201  
(803) 765-2592, xt 117  
Attorney for Appellant

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Other Counsel of Record:

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Mr. Charnell Glen Peake,  
9357 Two Notch Road,  
Columbia, SC 29223  
Attorney for Respondent

Attachments:

# Attachment A



## THORNWELL SIMONS

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**From:** Krystal Grant  
**Sent:** Thursday, April 28, 2022 3:12 PM  
**To:** 'Harris, Elizabeth B.'  
**Cc:** THORNWELL SIMONS  
**Subject:** RE: Patton v. Doty

Thank You.

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**From:** Harris, Elizabeth B. <EHarris@sccourts.org>  
**Sent:** Thursday, April 28, 2022 3:08 PM  
**To:** Krystal Grant <Grant.Krystal@richlandcountysc.gov>  
**Cc:** THORNWELL SIMONS <SIMONS.THORNWELL@richlandcountysc.gov>; Transcripts <transcripts@sccourts.org>  
**Subject:** Re: Patton v. Doty

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Excellent! Please consider your transcript ordered as of today, April 28, 2022. As I said earlier, I anticipate this will run 20 pages.

Cordially,  
Elizabeth B. Harris, CVR-M-CM

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**From:** Krystal Grant <Grant.Krystal@richlandcountysc.gov>  
**Sent:** Thursday, April 28, 2022 3:04 PM  
**To:** Harris, Elizabeth B. <EHarris@sccourts.org>  
**Cc:** THORNWELL SIMONS <SIMONS.THORNWELL@richlandcountysc.gov>  
**Subject:** RE: Patton v. Doty

Good afternoon, we would like to proceed with the order.

Thank You,  
Krystal Grant

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**From:** Harris, Elizabeth B. <EHarris@sccourts.org>  
**Sent:** Thursday, April 28, 2022 1:26 PM  
**To:** Krystal Grant <Grant.Krystal@richlandcountysc.gov>  
**Subject:** Re: Patton v. Doty

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Hello. I estimate 20 pages, which would make that a total of \$85.00. Just let me know when you're ready to order.

Cordially,

Elizabeth B. Harris, CVR-M-CM  
Court Reporter to the Hon. L. Casey Manning

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**From:** Krystal Grant <Grant.Krystal@richlandcountysc.gov>  
**Sent:** Thursday, April 28, 2022 1:06 PM  
**To:** Harris, Elizabeth B. <EHarris@sccourts.org>  
**Subject:** Patton v. Doty

Good afternoon, I would like to inquire about a quote for transcript of an oral argument in the appeal of the matter of Patton v. Doty with Judge Newman on August 27, 2021. If any further information is needed I can be reached at the number listed below.

Thank You,  
Krystal Grant  
Paralegal  
Richland County Public Defender's Office  
803 765 25929 ext 139

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