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Feb 21 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2021-CP-40-06223

Appellate Case No. 2022-001512

Edward Tyrone Hills,

Appellant,

v.

Dean, University of South Carolina,

Respondent.

**MOTION TO COMPEL APPELLANT
TO FILE COMPLETE RECORD ON APPEAL**

Rachel M. Hutchens
Monteith P. Todd
Robinson Gray Stepp & Laffitte, LLC
Post Office Box 11449
Columbia, SC 29211
(803) 929-1400
Attorneys for Respondent

Pursuant to Rules 210 and 240 of the South Carolina Appellate Court Rules, Respondent Dean, University of South Carolina (USC), moves this Court for an order to compel Appellant to file and serve a complete Record on Appeal.

Pursuant to Rule 210(a) of the South Carolina Appellate Court Rules, an appellant “[w]ithin thirty (30) days after service of the last brief ... shall serve a copy of the Record on Appeal on each party who has served a brief.” Further, “[t]he Record on Appeal shall include all matter designated to be included by any party” and must be arranged, labeled, and numbered in the specific manner set forth in Rule 210(c). A complete Record on Appeal is necessary for all parties to file Final Briefs for the Court’s consideration.

On February 14, 2023, the Appellant in the present matter filed a Record on Appeal that is incomplete and does not comply with the requirements of Rule 210 of the South Carolina Appellate Court Rules. Specifically, the Record on Appeal submitted by the Appellant does not include the materials identified in Respondent’s Designation of Matter to be Included in Record on Appeal filed January 12, 2023. Therefore, Respondent respectfully requests this Court compel Appellant to file a complete Record on Appeal that includes all matter designed by both parties and that fully complies with Rule 210.

Additionally, the undersigned Respondent requests that all filing/service deadlines be held in abeyance pending the Court’s ruling on this motion.

Respectfully submitted,

/s/ Rachel M. Hutchens

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PROOF OF SERVICE

I, the undersigned, of the law offices of Robinson Gray Stepp & Laffitte, LLC, attorneys for Respondent, do hereby certify that I have served Appellant in this action with a copy of the document/pleadings shown below by mailing a copy of same to Appellant via email and United States Mail, postage prepaid, at the following address:

Documents Served: Motion to Compel Appellant to File Complete Record on Appeal

Party served:

Edward T. Hills
4711 Forest Drive, Suite 3
Post Office Box 221
Columbia, SC 29206
HillsEdward06@gmail.com

BY: /s/ Rachel M. Hutchens

Rachel M. Hutchens (SC Bar #78303)
Monteith P. Todd (SC Bar#5591)
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Attorneys for Respondent

February 21, 2023

February 21, 2023

Via Email

Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Edward Tyrone Hills v. Dean, University of South Carolina
Appellate Case No. 2022-001512
Our File No. 6129/1548

Dear Ms. Kitchings:

We are attaching hereto and filing by email Respondent's Motion to Compel Appellant to File Complete Record on Appeal in regard to the above matter. We are providing the filing fee of \$25.00 to your office by regular mail.

By copy of this letter to Appellant, we are serving a copy of same upon him by email and by regular mail. Thank you for your consideration in this matter.

With highest regards, I am,

Yours truly,



Rachel M. Hutchens

RMH:rco
Enclosure (via email and \$25 filing fee check by regular mail)

cc: Mr. Edward Tyrone Hills (via email and regular mail)