

The South Carolina Court of Appeals

Summer Lake Townhomes Homeowners' Association, Inc. and Susan Hagy and Karin Fuentes, individually and on behalf of all others similarly situated, Respondents,

v.

True Homes, LLC; Carolina Development Services, LLC; Summerlake Properties, LLC; RJB Legacy Company f/k/a Barefoot & Company; BMC East, LLC; Airtron, Inc.; MPK Grading and Erosion Control, LLC; Southend Exteriors, LLC; McGee Brothers Company, Inc.; Alpha Omega Construction Group, Inc.; Pender-Pettus Insulating, Inc.; Charlotte Lanehart Electric Company, Inc.; C&C Plumbing, Inc.; Associated Materials, LLC a/k/a Alside, Inc.; T & A Excavating, LLC; Callahan Excavating, LLC a/k/a Callahan Grading & Hauling, Inc. a/k/a Callahan Grading, LLC; AHR Construction, Inc.; JJS Commercial Construction, Inc.; CDJ Construction, Inc.; Jimenez Contractors, LLC; J. Cov Roofing, LLC; Ayalas Window Installations, LLC; Atlanta Flooring Design Centers, Inc.; Pedro DeJesus Lopez d/b/a PJJ Construction; and Pedro Villareal-Conception d/b/a CVP Construction, Defendants,

of which True Homes, LLC is the Appellant.

Appellate Case No. 2022-001144

ORDER

After careful consideration, Respondent Karin Fuentes's motion to strike Appellant's initial brief is granted and Appellant's amended initial brief is accepted as filed. However, as to Respondent Fuentes's request that Appellant's initial brief contain references to page numbers in the record, we reject the request because no

record on appeal has yet been filed in this case. *See* Rule 208(b)(4), SCACR ("After the Record on Appeal is prepared, these references shall be revised as provided by Rule 211(b)(1)."); Rule 211, SCACR (providing the final brief shall be identical to the initial brief served under Rule 208, except that references "shall be revised to indicate where the material appears" in the record, and correction of typos). Respondent Fuentes's initial brief shall be due within thirty days of the date of this order.

Respondent Fuentes's motion to correct the notice of appeal and caption, and to strike all references to the other Respondents, who were parties below and were properly served by Appellant, is denied.



FOR THE COURT

Columbia, South Carolina

cc:

Brian Eric Wolfe, Esquire
Robert Curtis Gunst, Jr., Esquire
Joshua Robert Hinson, Esquire
Rachel Igdal, Esquire
Frederick Elliotte Quinn, IV, Esquire

FILED
Feb 28 2023