

The South Carolina Court of Appeals

Wendell D. Cooper, Appellant,

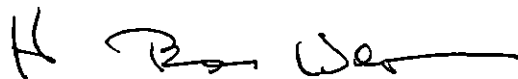
v.

South Carolina Department of Employment of
Workforce, and School District of Greenville County,
Respondents.

Appellate Case No. 2022-001433

ORDER

Respondents have filed a motion to dismiss based on Appellant's failure to serve and file a designation of matter and a proof of service for Appellant's initial brief that complies with the South Carolina Appellate Court Rules. On January 5, 2023, this Court informed Appellant of the deficiencies and warned Appellant that failure to comply would result in the dismissal of the appeal. Appellant has failed to comply. Accordingly, Respondent's motion to dismiss is granted. *See* Rule 208(a)(1), SCACR ("Within thirty (30) days after receiving the transcript or, if no transcript is ordered, within thirty (30) days after serving the notice of appeal, appellant shall serve one copy of his brief on all parties to the appeal, and file with the clerk of the appellate court one copy of the brief with proof of service."); Rule 209(a), SCACR ("At the same time a party serves his initial brief(s) under Rule 208, to include a reply brief, he shall also serve on all parties to the appeal a Designation of Matter to be Included in the Record on Appeal which shall set forth with specificity those parts of the transcript, pleadings, orders, exhibits, or other materials which he proposes to include in the record on appeal. One copy of this Designation with proof of service shall immediately be filed with the clerk of the appellate court."). The remittitur will be sent as required by Rule 221(b), SCACR.



FOR THE COURT

Columbia, South Carolina

cc:

Benjamin Thomas Cook, Esquire
School District of Greenville County

FILED
Mar 01 2023