

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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APPEAL FROM SUMTER COUNTY
Court of Common Pleas
George M. McFaddin, Jr., Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No. 2023-000382

Reginald Evans,

Appellant,

v.

Sumter County Election Commission,

Respondent.

MOTION TO DISMISS

The Respondent Sumter County Election Commission properly designated as the Sumter County Registration/Election Board, hereby notices its motion and moves to dismiss Appellant's appeal for failure to comply with Rule 207(a)(1), SCACR. This motion is made on the specific ground that the Appellant failed to timely order, within ten (10) days after the date of service of the notice of appeal on March 7, 2023, the transcript of the hearing held in Circuit Court in Sumter County on January 6, 2023.

Respondent respectfully submits that a separate memorandum in support of the motion is unnecessary inasmuch as the motion is based on the plain language of Rule 207(a)(1), the date of service of the notice of appeal as shown by the proof of service filed, and the absence of a written request for the transcript by correspondence to this party and the clerk of this Court.

April 7, 2023

s/Danny C. Crowe

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