

The South Carolina Court of Appeals

Jane Roe, as parent and natural guardian of Judy Roe,
James Roe, and Joyce Roe, Minor Children Under the
Age of Eighteen, (18), Appellants,

v.

Daniel Bibby Sr. and Michelle Bibby, Defendants,

Of Whom Michelle Bibby, Respondent.

Appellate Case No. 2012-213350

ORDER

Respondent filed a motion to strike two items from Appellants' designation of matter. Specifically, Respondent contended that designated item number 7 entitled "Dorchester Children's Center Interview Report (Exhibit B to Michelle Bippy Dep.)" and number 8 entitled "Deposition of Michelle Bernadette Quattlebaum" were not presented to the lower court. Appellants filed a return and a motion to amend their initial brief and designation of matter, consenting to striking number 8. This court requested Appellants to provide proof the report listed as designation of matter number 7 was presented to the lower court. As a response, Appellants provided another copy of the order on appeal, which references "the video interview of the oldest child," but Appellants provided no proof that the *report* was presented to the lower court. Accordingly, Respondent's motion to strike is granted in its entirety. Within twenty days, Appellants shall serve and file an amended designation of matter that strikes the designated items number 7 and 8 and an amended initial brief that omits references to the stricken items.


FOR THE COURT

FILED

7/18/13

~~WMM~~

Columbia, South Carolina

cc:

Eric Marc Poulin

Eugene P. Corrigan, III

J.W. Nelson Chandler

Elizabeth Fraysure Fulton