

# The South Carolina Court of Appeals

Emad Tadros, M.D. as Trustee of the Grace Living Trust  
dated October 12, 2010, as amended, Appellant

v.

Holder Properties, Inc., John R. Holder, Individually,  
ADESSO/Columbia, LLC, ADESSO Horizontal Property  
Regime, and ADESSO Homeowners' Association,  
Defendants,

of which

ADESSO/Columbia, LLC, ADESSO Horizontal Property  
Regime, and ADESSO Homeowners' Association are the  
Respondents.

Appellate Case No. 2022-001434

---

## ORDER

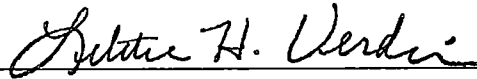
---

Appellant filed a notice of appeal from an order granting Respondents' motion for summary judgment. Appellant has now moved for a new hearing on the motion for summary judgment because the sixty-nine-page transcript contains fifty-four instances of "inaudible" or "noise interference," making meaningful appellate review impossible. Respondents filed a return, opposing the motion. We deny Appellant's motion to remand for a new hearing, but we hold the appeal in abeyance and remand this appeal to the circuit court for reconstruction of the record.

Counsel for Appellant shall contact opposing counsel and the Honorable Jocelyn Newman, the Chief Administrative Judge for Common Pleas for the Fifth Circuit, within 10 days of the date of this order. Judge Newman shall schedule such hearings as she deems appropriate. If Judge Newman determines reconstruction is not possible, she shall immediately notify this court and all parties. If the record is

reconstructed, Appellant's counsel shall immediately notify this court so that the appropriate appellate timelines can be set.

Appellant's counsel shall provide an update to the clerk of this court no later than 30 days from the date of this order, and every 30 days thereafter until Judge Newman resolves this matter, or the appeal will be dismissed.



FOR THE COURT

Columbia, South Carolina

**FILED**  
**Nov 06 2023**

cc:

Thomas Jefferson Goodwyn, Jr., Esquire  
Charles Grant Blackburn, Esquire  
Douglas Walker MacKelcan, III, Esquire  
Skyler Cole Wilson, Esquire