

The South Carolina Court of Appeals

Mark McAuley, Respondent,

v.

Sunshine 11, LLC d/b/a Relax Inn, Usha Patel, and
Anjan Patel, Defendants,

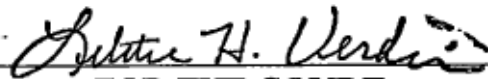
of which Sunshine 11, LLC d/b/a Relax Inn is the
Appellant.

Appellate Case No. 2023-001173

ORDER

On October 5, 2023, Respondent submitted his initial brief and designation of matter. Respondent designated "Plaintiff's Motion to Remand filed in Federal Court and Exhibit." On October 9, 2023, Appellant moved to strike the "Exhibit" from the designation of matter because it was not presented to the circuit court. Appellant also moved to strike portions of the initial brief that refer to and rely upon the exhibit.

After careful consideration of the motion, return, and reply, we grant Appellant's motion to strike. Within twenty days of this order, Respondent shall serve and file an amended initial brief and an amended designation of matter. Appellant's reply brief will be due ten days after service of the amended initial brief of respondent and amended designation of matter.


FOR THE COURT

Columbia, South Carolina

FILED
Nov 07 2023

cc:

Helen F Hiser, Esquire

Sterling Graydon Davies, Esquire

George C. James, III, Esquire

Kenneth Emanuel Berger, Esquire

Bradley L. Lanford, Esquire

FILED
Nov 07 2023