

The South Carolina Court of Appeals

Stephen Mueller, Appellant,

v.

South Carolina Department of Health and Environmental
Control, Carla Varn DuPre, and Jasper B. Varn, III,
Respondents.

Appellate Case No. 2023-000441

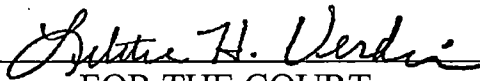
ORDER

On April 1, 2024, this Court ordered Appellant to file and serve an amended record on appeal that complies with the South Carolina Appellate Court Rules within twenty days of the date of the order. Appellant did not comply; instead, Appellant submitted a purported amended record on appeal on April 10, 2024, which contained only a cover page and index. Contemporaneously, Appellant submitted a letter stating that if this court insisted on the amended record on appeal complying with the South Carolina Appellate Court Rules, then Appellant requested an extension of time, noting numbering the amended record on appeal was a hardship. We construe Appellant's letter as motion to extend the deadline for filing the amended record on appeal that complies fully with the South Carolina Appellate Court Rules, including pagination. After careful consideration, we strike the purported amended record on appeal filed on April 10, 2024, and we grant Appellant twenty days from the date of this order to file and serve the amended record on appeal that complies fully with the South Carolina Appellate Court Rules.¹ Failure to comply will result in dismissal of this appeal.

We take this opportunity to remind Appellant that this court wrote to Appellant on January 18, 2024, and April 2, 2024, noting that his final brief was deficient because it was not accompanied by the required certificate as set forth in Rule 211, SCACR, and requiring Appellant to cure the deficiency within ten days of the

¹ As to the remaining portions of Appellant's letter, we take no action.

letters. Appellant has not cured this deficiency. Appellant must file and serve a certificate as set forth in Rule 211, SCACR, within ten days of the date of this order. Failure to comply will result in dismissal of this appeal.


FOR THE COURT

Columbia, South Carolina

cc:

Stephen Mueller

Bradley David Churdar, Esquire

Mary Duncan Shahid, Esquire

Angelica M. Colwell, Esquire

FILED
May 13 2024