

The South Carolina Court of Appeals

Darleen Rash, Individually and as Personal
Representative for the Estate of Bronson Harley Rash,
Appellant/Respondent,

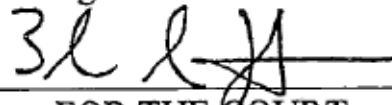
v.

Dominion Energy (formerly South Carolina Electric &
Gas Company), Anthony M. Akbar, and Paul
Quattlebaum, Respondents/Appellants.

Appellate Case No. 2023-000718

ORDER

Respondents/Appellants filed a motion to strike the initial brief of respondent filed by Appellant/Respondent because it (1) contains improper quotations of and references to materials outside of the trial record and (2) improperly argues issues that were not raised by Respondents/Appellants in their initial briefs of appellant. In the alternative, Respondents/Appellants move to strike every reference to and quotation of materials outside of the trial record from the brief along with all arguments that belong in Appellant/Respondent's appeal. Appellant/Respondent filed a return, opposing the motion to strike and arguing the materials are properly included in her brief. Appellant/Respondent asks to file a new brief without the objectionable material if this court strikes the brief. Respondents/Appellants filed a reply. After careful consideration of the filings, we grant the motion to strike Appellant/Respondent's initial brief of respondent and order Appellant/Respondent to file and serve an amended initial brief of respondent within twenty days of the date of this order. The amended brief must not reference materials that are outside of the trial record. We note that the trial record would not include the summary judgment filings and exhibits unless those materials were presented to the court again for some reason during the trial proceedings.



FOR THE COURT

Columbia, South Carolina

cc:

Roy T. Willey, IV, Esquire
Joseph E. Thoensen, Esquire
M. Dawes Cooke, Jr., Esquire
David Spence Cox, Esquire
Chelsea A. Glover, Esquire
George Craig Johnson, Esquire
I.S. Leevy Johnson, Esquire
Ian S. Ford, Esquire
Hunter H James, Esquire
Ainsley Fisher Tillman, Esquire
Michael Halbert Dill, Esquire
John William Fletcher, Esquire

FILED
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