

# The South Carolina Court of Appeals

Lawrence Terry, Appellant,

v.

Allen University, Respondent.

Appellate Case No. 2013-000340

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## ORDER

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Appellant has filed a motion seeking to strike Respondent's Initial Brief, in whole or in part, and for "clarification," asking this court to instruct the circuit court to remove certain motions from case file #2012-CP-40-04857. Respondent has filed a return to Appellant's motion, and Appellant has filed a reply.

After careful consideration, we deny Appellant's motion. However, because the misfiled motions were stricken from the Record on Appeal by an order dated August 9, 2013, all references to the misfiled motions shall be omitted from Respondent's Initial Brief. Accordingly, Respondent shall serve and file an Amended Initial Brief omitting any reference to the misfiled motions within thirty days.

  
FOR THE COURT

Columbia, South Carolina

cc: Lawrence Terry  
Debbie Whittle Durban

FILED

24 Sept 2013