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SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM THE LEXINGTON COUNTY
COURT OF COMMON PLEAS**

The Honorable Roger M. Young, Sr., Circuit Court Judge

Appellate Case No.: 2024-001098

Taylor Brunson Respondent,

vs.

Zack L. Evans, deceased, and any children and heirs at law, distributees and devisees, and if any be deceased then any persons entitled to claim under or through them; also all other persons unknown claiming any right, title, interest, or lien herein, any unknown adults being a class designated as John Doe; and any other unknown minors or persons under disability or in the military service being a class designated as Richard Roe, Tina L. Evans individually and as Personal Representative of the Estate of Zack L. Evans, Kara Pitchford, and Autumn Skye Properties, LLC, Defendants,

of whom Tina L. Evans individually and as Personal Representative of the Estate of Zack L. Evans, and Kara Pitchford are the Appellants. Appellants.

**MOTION TO EXCLUDE PORTIONS OF APPELLANT’S DESIGNATION OF
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Respondent, Taylor Brunson, hereby moves for an order excluding certain matters Appellants have designated to be included in the Record on Appeal. The grounds for this motion are as follows:

1. Appellants have designated the Order of Reference dated June 25, 2024. This Order was not appealed from and was not presented to the lower court in considering the order

- that is the subject of this appeal. Pursuant to Rule 210(c), SCACR, this item is not proper for inclusion in the Record on Appeal.
2. Appellants have designated the Order of Consolidation for Discovery Purposes dated April 1, 2024. This Order was not appealed from and its not relevant to the issues on appeal. Pursuant to Rule 209(b), SCACR, this item is not proper for inclusion in the Record on Appeal.
 3. The Appellants have designated the Summons and Complaint for Civil Action Number 2024-CP-32-00179. These pleadings are not relevant to the issues on appeal. Pursuant to Rule 209(b), SCACR, these pleadings are not proper for inclusion in the Record on Appeal.
 4. Appellants have designated the Motion for Consolidation dated February 16, 2024. This motion is not relevant to the issues on appeal. Pursuant to Rule 209(b), SCACR, this item is not proper for inclusion in the Record on Appeal.

WHEREFORE, Respondent prays for an order excluding these items from the Record on Appeal in this matter.

Respectfully Submitted,

s/ Stephanie Trotter Kellahan
Stephanie Trotter Kellahan (SC Bar No. 77680)
McCabe, Trotter & Beverly, PC
4500 Fort Jackson Blvd., Ste 335
Columbia, SC 29209
Main: (803) 724-5000 (803) 724-5008
Email: stephanie.kellahan@mccabetrotter.com
ATTORNEY FOR RESPONDENT

January 2, 2025
Columbia, South Carolina

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of whom Tina L. Evans individually and as Personal Representative of the Estate of Zack L. Evans, and Kara Pitchford are the Appellants. Appellants.

PROOF OF SERVICE

I hereby certify that on January 2, 2025, I served Respondent’s Motion to Exclude Matters Designated to be Included in Record on Appeal upon counsel for Appellant by delivering a copy of same by electronic service to the primary e-mail addresses listed in the Attorney Information System (AIS) as follows:

James Edward Bradley
ward@mbmlawsc.com

Attorney for Appellants

s/ Stephanie Trotter Kellahan

Stephanie Trotter Kellahan (SC Bar 77680)

McCabe Trotter & Beverly, PC

4500 Fort Jackson Blvd., Suite 335

Columbia, SC 29209

Office: (803) 724-5000

Fax: (803) 724-5001

Email: stephanie.kellahan@mccabetrotter.com

ATTORNEYS FOR RESPONDENT