

# The South Carolina Court of Appeals

Jian-Yun (John) Dong, M.D., Ph.D., Appellant,

v.

Medical University of South Carolina, Respondent.

Appellate Case No. 2023-001733

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## ORDER

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On October 23, 2024, this court granted Respondent's first motion to strike the record on appeal and ordered Appellant to serve and file an amended record on appeal that complied with Rule 210(c), SCACR and included all matters designated by Respondent which were omitted from the previously filed record on appeal, including all exhibits and attachments to the matters designated.

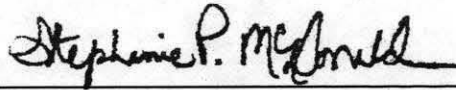
On November 27, 2024, Appellant filed an amended record on appeal. Subsequently, Respondent filed a second motion to strike the amended record on appeal, arguing the amended record on appeal did not include all matters designated by Respondent and it contained pages that were "either wholly or mostly illegible." Appellant did not file a return.<sup>1</sup>

After careful consideration, we grant Respondent's motion to strike the amended record on appeal. Within thirty days of the date of this order, Appellant shall serve and file a second amended record on appeal that complies with Rule 210(c), SCACR and includes all matters designated by Respondent which were omitted from the previously filed record on appeal, including all exhibits and attachments to the matters designated. *See* Rule 210(c), SCACR ("The Record on Appeal shall include all matter designated to be included by any party . . . "). Appellant shall also ensure the matters within the record on appeal are legible. Further, per Rule 267(d) of the South Carolina Appellate Court Rules, "Records on Appeal . . . must

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<sup>1</sup> Appellant filed a return on January 30, 2024, out of time and without a motion to file out of time; therefore, the return was not considered.

be bound in volumes not exceeding 250 sheets each." Thereafter, the parties shall serve and file their final briefs within twenty days of the date of service of the second amended record on appeal.



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FOR THE COURT

Columbia, South Carolina

**FILED**  
**Jan 31 2025**

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cc:

John Dong

Caroline Wrenn Cleveland, Esquire

Bob J. Conley, Esquire