

The South Carolina Court of Appeals

Allen University, Appellant,

v.

City of Columbia Design/Development Review
Commission, Respondent.

Appellate Case No. 2024-001820

ORDER

On January 6, 2025, Respondent filed a motion to dismiss, alleging the transcript was made available to the parties on December 4, 2024, and Appellant had failed to timely file its initial brief. Tristan Micheal Schaffer filed a return on behalf of Appellant, explaining he did not anticipate being counsel of record and that this court added him as counsel of record and he neglected to notice, otherwise he would have moved to be relieved. Counsel Schaffer also indicated he had not received a transcript but that it appeared Appellant's intended appellate counsel, Joenathan Shelly Chaplin, ordered the transcript. No other return was received and no reply was filed. After careful consideration, we deny Respondent's motion to dismiss without prejudice. However, Appellant must advise the court of the status of the transcript within ten days of the date of this order, or the appeal will be dismissed.



FOR THE COURT

Columbia, South Carolina

cc:

FILED
Mar 04 2025

Joenathan Shelly Chaplin, Esquire
Tristan Michael Shaffer, Esquire
Peter M Balthazor, Esquire