

The South Carolina Court of Appeals

Robert Earl Dillard, Appellant,

v.

The State, Respondent.

Appellate Case No. 2022-000972

ORDER

On January 3, 2025, Appellant filed a motion for declaratory judgment. On February 6, 2025, Appellant filed a motion for leave to amend under Rule 15 of the South Carolina Civil Rules of Procedure. On February 24, 2025, Appellant filed a "Motion Pursuant to Rules 240(c) Appellant Filed an Amended Complaint on August 2, 2024. motion to be file." Also on February 24, 2025, Appellant moved to serve and file a second amended record on appeal. On March 4, 2025, Appellant moved for a thirty-day extension of time. On March 10, 2025, Appellant filed a motion pursuant to Rule 210(c) of the South Carolina Appellate Court Rules, seeking to amend his designation of matter. No returns were filed.

After careful consideration, we deny Appellant's: motion for declaratory judgment; motion for leave to amend under Rule 15, of the South Carolina Civil Rules of Procedure; "Motion Pursuant to Rules 240(c) Appellant Filed an Amended Complaint on August 2, 2024. motion to be file"; and motion pursuant to Rule 210(c). We take this opportunity to caution Appellant that if he continues to file frivolous motions, this court will consider revoking his ability to proceed without the payment of costs and/or further sanctioning Appellant. *See* Rule 269, SCACR.

We grant Appellant's motion to serve and file an amended record on appeal, and we grant in part, Appellant's request for an extension of time. Within twenty days of the date of this order, Appellant shall serve and file a second amended record on appeal. The record shall include only those matters designated by the parties in their designations of matter, be properly paginated, and contain the proper caption. *See* Rule 210(c), SCACR ("The Record on Appeal shall include all matter

designated to be included by any party under Rule 209 and shall comply with the requirements of Rule 267. The Record shall not, however, include matter which was not presented to the lower court or tribunal."). Thereafter, the parties shall serve and file their final briefs within twenty days of the date of service of the amended record on appeal. Appellant's failure to comply with this order will result in the dismissal of the appeal.



FOR THE COURT

Columbia, South Carolina

cc:
Robert Earl Dillard, 00220045
Alan McCrory Wilson, Esquire
Melody Jane Brown, Esquire

FILED
Apr 02 2025