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May 14 2025

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas**

**Honorable Shannon M. Phillips
Master In Equity for Spartanburg County**

Case No. 2023-CP-42-03390

Appellate Case No. 2024-000747

Federal Home Loan Mortgage Corporation, as trustee for Freddie Mac Seasoned Credit Risk Transfer Trust, Series 2017-2, as owner of the Related Mortgage Loan..... Respondent

v.

Charles Norris, Individually, as Legal Heir or Devisee of the Estate of Mary Frances Norris a/k/a Mary Norris a/ka Mary Frances Greer Norris, Deceased; Carnie Norris, III, Individually, as Legal Heir or Devisee of the Estate of Mary Frances Norris a/k/a Mary Norris a/k/a Mary Frances Greer Norris, Deceased; Clyde Norris, Individually, as Legal Heir or Devisee of the Estate of Mary Frances Norris a/k/a Mary Norris a/k/a Mary Frances Greer Norris, Deceased, their heirs or devisees, successors and assigns, and any other Heirs-at-Law or Devisees of the Estate of Mary Frances a/k/a Mary Norris a/k/a Mary Frances Greer Norris, Deceased; all unknown persons with any right, title or interest in the real estate described herein; also any persons who may be in the military service of the United States of America, being a class designated as John Doe; any unknown minors or persons under a disability being a class designated as Richard Roe; and Douglas Miller, Sr.Defendants.

Of whom Carnie Norris, III is the Appellant.

**MOTION TO STRIKE RECORD ON APPEAL, EXTEND DEADLINE TO FILE FINAL
BRIEF AND TO SUPPLEMENT THE RECORD ON APPEAL**

Motion to Strike

Federal Home Loan Mortgage Corporation v. Charles Norris as Legal Heir or Devisee of the Estate of Mary Frances Noris Deceased; Carnie Norris, III, Clyde Norris et al.

Case No. 2024-000747; South Carolina Court of Appeals

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Mortgage Corporation, as trustee for Freddie Mac
Seasoned Credit Risk Transfer Trust, Series 2017-2,
as owner of the Related Mortgage Loan*

Date: May 13, 2025

Motion to Strike

*Federal Home Loan Mortgage Corporation v. Charles Norris as Legal Heir or Devisee of the Estate of Mary
Frances Norris Deceased; Carnie Norris, III, Clyde Norris et al.*

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COMES NOW, Respondent Federal Home Loan Mortgage Corporation, as trustee for Freddie Mac Seasoned Credit Risk Transfer Trust, Series 2017-2, as owner of the Related Mortgage Loan (“Respondent”) respectfully moves this Honorable Court for an order striking the Record on Appeal served by Appellant Carnie Norris, III (“Appellant”), and/or allowing supplementation of the record on appeal and extending Respondent’s time to file and serve its final brief until after a decision on this motion.

To wit, Respondent shows that, in an Order filed on April 16, 2025, this Court granted Respondent’s motion to compel and ordered Appellant to file and serve the record on appeal within 30 days. Appellants was expressly ordered to “include all matters designated by both parties,” as required by Rule 210(c) and notified that “[f]ailure to comply may result in the dismissal of this appeal.” S.C. App. Ct. R. 201(a)-(b). On or about April 24, 2025, Appellant served his proposed record on appeal and a final brief on Respondent but that record does not include all matters designated by the parties. Significantly, the record does not include the Order Denying Motion to Alter/Amend Judgment 59(c), which Appellant included in his own designation of matters for the record, and is the Order that Appellant seeks to have reversed. This Order was also identified in Respondent’s designation of matters for the record. Further, Appellant’s record does not include the summons and complaint, the order of reference, the motion for summary judgment or the Master/Order/Foreclosure & Sale or the Form 4 Order that Appellant also included in its designation.

As a result, Appellant has not complied with this Court’s Order of April 16, 2025. Moreover, Respondent cannot comply with Rule 211(b)’s reference to record requirement. *See*

S.C. App. Ct. R. 211(b)(1). The record on appeal and final brief served by Appellant should therefore be stricken.

Alternatively, pursuant to Rule 212(b), Respondent moves to supplement the record on appeal with the materials from its designation of matters for the record.

Further, as a result of Appellant's continued failure to comply with this Court's Order of April 16, 2025 and the South Carolina Appellate Court Rules 210 and 211, there is good cause to grant this motion and to extend Respondent's deadline to file a final brief to 20 days after this issue is resolved.

WHEREFORE, for good cause shown, Respondent prays that the Court issue an order striking the record on appeal served by Appellant on April 24, 2025 as insufficient or, alternatively, an order permitting Respondent to supplement the record on appeal, and grant Respondent an extension of time to file a final brief until after the subject matter of this Motion is resolved.

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Of whom Carnie Norris, III is the Appellant.

PROOF OF SERVICE

I HEREBY CERTIFY that I have served the Respondents Federal Home Loan Mortgage Corporation, as trustee for Freddie Mac Seasoned Credit Risk Transfer Trust, Series 2017-2, as owner of the Related Mortgage Loan's on **MOTION TO STRIKE RECORD ON APPEAL,**

Motion to Strike

Federal Home Loan Mortgage Corporation v. Charles Norris as Legal Heir or Devisee of the Estate of Mary Frances Noris Deceased; Carnie Norris, III, Clyde Norris et al.

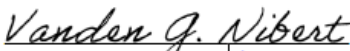
Case No. 2024-000747; South Carolina Court of Appeals

EXTEND DEADLINE TO FILE FINAL BRIEF OR TO SUPPLEMENT THE RECORD ON APPEAL Appellants and all parties of interest via electronic mail and via U.S. Mail, on May 13, 2025 as follows:

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Motion to Strike

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