

# The South Carolina Court of Appeals

Roberta Moore, Appellant,

v.

Rebecca Giesler, Respondent.

Appellate Case No. 2024-000557

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## ORDER

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On March 31, 2025, Appellant filed the record on appeal. That same day, Respondent moved to dismiss, or in the alternative for an order striking the record on appeal because it was not organized properly, was missing matters designated by Respondent, and included matters not presented to the circuit court. Appellant filed a return, opposing the motion to dismiss, asserting all matters were presented to the circuit court except for a notarized statement on record on appeal page 144, and asking for leave to correct the record on appeal to add Respondent's missing designated matters. Respondent did not file a reply. Appellant also filed a separate motion asking this court to deny the motion to dismiss and to allow Appellant to correct the record on appeal to include matters listed in Respondent's designation of matter. Respondent did not file a return.

After careful consideration, we deny Respondent's motion to dismiss and grant Appellant's motion to deny the motion to dismiss. However, we grant Respondent's motion to strike the March 31, 2025 record on appeal and grant Appellant's motion to correct the record on appeal to the extent described herein. Within thirty days of the date of this order, Appellant shall serve and file an amended record on appeal that includes all matter designated by Respondent. The record on appeal shall be organized as provided by Rule 210(c) of the South Carolina Appellate Court Rules, contain correctly paginated pages, and shall not include the notarized statement from page 144 of the record on appeal, nor any other matter not designated by either Respondent or Appellant in their respective designations of matter. *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. Matter contained in the Record on Appeal shall be arranged in the following order: the title page, index, orders, judgments, decrees, decisions, pleadings, transcript, charges, and exhibits and other materials or documents. Each page of the Record on Appeal shall be numbered consecutively beginning with the index. "). Failure to comply with this order may result in the dismissal of the appeal.



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FOR THE COURT

Columbia, South Carolina

cc:

Roberta Moore

Jennifer Michelle Cloud, Esquire

**FILED**  
**Jun 20 2025**