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SC Court of Appeals

**FORM 13
BRIEF OF APPELLANT***

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM CHARLESTON
COUNTY
Court of Common Pleas

Case No. 2024-001520

Sean M. Tropea, as Personal
Representative of the Estate of
Centre Pointe Charleston
LLC, Respondent,

v.

Avis Johnson, Appellant.

[INITIAL] BRIEF OF APPELLANT

Avis M Johnson
4986 Wetland Xing Rd
North Charleston, South Carolina
29418
(843) 452-3048
Appellant

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STATEMENT OF ISSUES ON APPEAL

1. DID APPELATE PROVIDE ADEQUATE PROOF OF HAVING MADE PAYMENT OR ARRANEMENTS WITH THE COURT REPORTER INN A TIMELY MANNER?

STATEMENT OF THE CASE

On March 26, 2025, The South Carolina Court of Appeals dismissed the case of Centre Pointe LLC v. Avis Johnson. The case was dismissed based on the finding that Avis Johnson did not provide adequate proof of having paid for the court transcript or made the proper arrangements as stated on the letter received on March 13, 2025.

Also on March 26, 2025 the appellant provided copies of email exchanges with the court reporter regarding payment and of a money order payable to the court reporter.

STANDARD OF REVIEW

See Rule 260 (a), SCACR (Whenever it appears that an appellant or a petitioner has failed to comply with the requirements of these Rules, the clerk shall issue an order of dismissal, which shall have the same force and effect as an order of the appellate court. A case shall not be reinstated except by leave of the court, upon good cause shown, after notice to all parties. The clerk shall remit the case to the lower court or administrative tribunal in accordance with Rule 221 unless a motion to reinstate the appeal has been actually received by the court within fifteen (15) days of filing of the order of dismissal.

ARGUMENTS

BECAUSE APPELATE DID PROVIDE ADEQUATE PROOF OF HAVING MADE ARRANGEMENTS WITH THE COURT REPORTER AND PAID THE COURT REPORTER VIA MONEY ORDER ON MARCH 26, 2025.

CONCLUSION

For the reasons stated, this Court should reverse the decision to dismiss the appeal made on March 26, 2025.

Respectfully submitted,

June 19, 2025

/s/ Avis M. Johnson
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