

# PENDARVIS LAW



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**Aug 04 2025**

**SC Court of Appeals**

August 4, 2025

**Via Email Only**

The Honorable Jenny Abbott Kitchings  
SOUTH CAROLINA COURT OF APPEALS  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**RE:    Carnie Norris, III vs. DR. GARY POLIAKOFF**  
**Trial Court Case No.: 2024-CP-42-02781; Appellate Case No.: 2025-000306**

Dear Ms. Kitchings:

Thank you for your letter dated July 31, 2025, advising that the time for serving and filing the final Brief of Respondent has expired.

This is to inform you that we are filing a Motion to Dismiss the Appeal and to suspend the time for the Respondent to file the final Brief of Respondent in this matter.

The Motion to Dismiss is based on the Appellant's repeated and significant procedural deficiencies, including the failure to file a Record on Appeal as required by Rule 210 of the South Carolina Appellate Court Rules. This failure has prejudiced the Respondent's ability to file a complete and responsive final Brief of Respondent, as mandated by Rule 211, SCACR. Additionally, the Appellant has failed to comply with other procedural requirements, such as ordering the transcript from the lower court proceedings under Rule 207, SCACR, and providing accurate and timely Proof of Service forms. The Appellant's noncompliance with these procedural rules has compromised the orderly appellate process and the Respondent's ability to advocate effectively.

By copy of this correspondence, we are serving a copy of the enclosed documents via US Mail to Mr. Norris.

Thank you for your attention to this matter.

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*Of Counsel*

With warmest personal regards, I am

Sincerely,

PENDARVIS LAW OFFICES, P.C.



Thomas A. Pendarvis

TAP/tll

cc: Gary W. Poliakoff, Esq.

cc: Carnie Norris, III