

RECEIVED

Aug 18 2025

SC Court of Appeals

THE SOUTH CAROLINA COURT OF APPEALS

Appellate Case No. 2024-001284

Appeal from the Court of Common Pleas

The Honorable R. Ferrell Cothran Jr.

CASE #: 2024CP1400153 & 2024CP1400306

Mayshell Wilson, Appellant,

Vs.

Willie Mae Reed

MOTION TO DISMISS APPEAL

Respondents, by and through undersigned counsel, respectfully move this Court to dismiss the above-referenced appeal pursuant to **Rule 209(b), South Carolina Appellate Court Rules (SCACR)**, and in support thereof state as follows:

1. Rule 209(b), SCACR, requires that the designation of matter for inclusion in the Record on Appeal may only propose to include portions of the transcript, pleadings, orders, exhibits, or other materials which may properly be included in the Record on Appeal.
2. Rule 209(b) further requires that such designation substantially follow the format set forth in Form 14, Appendix C to Part II of the SCACR.
3. On August 16, 2025, Appellant filed a designation of matter that fails to comply with Rule 209(b) in that:
 - o (a) Appellant's designation does not substantially follow the required format of Form 14;
 - o (b) Appellant has attempted to include materials not properly includable in the Record on Appeal under Rule 209; and
 - o (c) The filings are vague, incomplete, and insufficient to permit proper preparation of the Record on Appeal.
4. The designation does **not substantially follow the required format of Form 14, Appendix C to Part II, SCACR**;

□ (a) The designation seeks to include matters **not appropriate for inclusion** in the Record on Appeal, including documents and references outside the pleadings, transcripts, orders, or exhibits properly before the Court;

□ (b) The designation is **vague, incomplete, and confusing**, thereby preventing preparation of an accurate and proper Record on Appeal; and

□ (c) The filings impose unnecessary burdens on the Court and opposing counsel, frustrating the appellate process.

5. Appellant's repeated failure to comply with both Rule 209(b), SCACR, and this Court's bond order constitutes a material default that substantially impedes the orderly processing of this appeal and warrants dismissal.
6. Compliance with this Court's bond order is a mandatory prerequisite to the continuation of Appellant's appeal. Appellant's failure to satisfy this obligation constitutes a material default warranting dismissal of the appeal.
7. Additionally, Respondent **Willie Mae Reed** is being held legally responsible by the South Carolina Workers' Compensation Commission for the injuries sustained by a law enforcement officer in December 2024, while effectuating the Writ of Eviction due to the conditions of the home while Ms. Wilson resided in it.
8. This ongoing liability underscores the prejudice to Respondents caused by Appellant's repeated noncompliance with the South Carolina Appellate Court Rules and the Orders of this Court, further warranting dismissal of the appeal.

WHEREFORE, Respondents respectfully request that this Court:

- a. **Dismiss the appeal** of Appellant,
 - b. Tax the costs of this Motion against Appellant; and
 - c. Grant such other and further relief as the Court deems just and proper.
-

Respectfully submitted,

Dated this 18th day of August, 2025.

**Respectfully submitted,
/ William Joseph Virgil Barr**

**WV BARR LAW LLC
108 North Academy Street
Kingstree, SC 29556
Bar # 104883
T: 843-355-5444
E: wvbarr@wvbarrlaw.com**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on: Mayshell Wilson 6411 Summerton Highway Manning, South Carolina 29102 via U.S. regular mail and South Carolina Court of Appeals via email ctappfilings@sccourts.org this 18th day of August, 2025.

/s William Joseph Virgil Barr
South Carolina Bar No. 104883

RECEIVED

Aug 18 2025

SC Court of Appeals