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**Aug 28 2025**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM YORK COUNTY  
Court of Common Pleas

William A. McKinnon, Circuit Court Judge

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Appellate Case No. 2025-000860

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Ina Shtukar Steinberg,

Appellant,

v.

South Carolina Property and Casualty Insurance  
Guaranty Association, as a statutory successor in  
interest to St. Johns Insurance, insolvent insurer,

Respondent.

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**RESPONDENT'S MOTION TO STRIKE A PORTION OF APPELLANT'S  
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

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COMES NOW Respondent South Carolina Property and Casualty Insurance Guaranty Association, as a statutory successor in interest to St. Johns Insurance, insolvent insurer, by and through their undersigned counsel, pursuant to Rules 209, 210, and 240, SCACR, moves to strike a portion of Appellant's Designation of Matter to be Included in the Record on Appeal ("Appellant's Designation"), which was filed on August 18, 2025. Specifically, the third page of Appellant's Designation contains section "VII. OTHER MATERIALS," in which she lists: "i. Emails by defense counsel and the Clerk's Office on **April 30, 2025**, concerning May 5, 2025 Notice of Hearing issued in connection with Defendant's March 11, 2025 Cross Motion for Summary Judgment." This correspondence with the Clerk's office, which was sent after entry of

the trial court's Orders on October 21, 2024, and April 4, 2025, was not presented to or considered by the lower court. *See* Rule 209(b), SCACR ("... the Designation may only propose to include portions of the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal."); Rule 210(c), SCACR ("The Record shall not, however, include matter which was not presented to the lower court or tribunal."). Accordingly, it is not properly included in Appellant's Designation.

Respondent attempted to confer with Appellant regarding this matter, in an effort to resolve it without the necessity of a motion, via email on August 22, 2025, and August 27, 2025, and received no response.

WHEREFORE, Respondent prays this Court strike the material listed in section VII of Appellant's Designation or otherwise instruct Appellant to submit an Amended Designation removing the material listed in section VII.

Respectfully submitted,

*s/Laura R. Baer*

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**CERTIFICATE OF SERVICE**

I certify that I have served a true and correct copy of RESPONDENT’S MOTION TO STRIKE A PORTION OF APPELLANT’S DESIGNATION MATTER TO BE INCLUDED IN THE RECORD ON APPEAL by electronic means in a manner provided by order of the Supreme Court of South Carolina, on this 28<sup>th</sup> day of August, 2025, specifically by e-mail delivery to the following:

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*s/Laura R. Baer*  
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August 28, 2025