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**Oct 01 2025**

**SC Court of Appeals**

**STATE OF SOUTH CAROLINA**

**IN THE COURT OF APPEALS**

**Case No.: 2024-001241**

**The Matter of Jason Michael Boyle**

**APPELLANT’S AMENDED MOTION TO STRIKE NOTICE OF APPEAL FROM THE  
RECORD ON APPEAL, OR IN THE ALTERNATIVE, NOTICE OF CLARIFICATION**

Appellant, Jason M. Boyle, Ph.D., respectfully amends his September 30, 2025 Motion to Strike to clarify that only the February 14, 2025 Notice of Appeal and Proof of Service, designated by Respondent, should be stricken.

## INTRODUCTION

This appeal is from the February 7, 2025 order of the Oconee County Court of Common Pleas affirming a probate contempt ruling. The Record on Appeal is limited by Rule 210(b)–(c), SCACR, to materials before the Court of Common Pleas and the incorporated probate record.

In his earlier motion, Appellant mistakenly sought to strike the July 25, 2024 Notice of Appeal. That notice properly belongs in the Record because it initiated the probate appeal to the Court of Common Pleas and formed the jurisdictional basis for the order under review.

By contrast, the February 14, 2025 Notice of Appeal and Proof of Service were filed in the Court of Appeals to commence this appeal. They were never before the Court of Common Pleas and therefore cannot be included in the Record on Appeal under Rule 210.

## ARGUMENT

1. **The July 25, 2024 Notice Belongs.** It transferred the case from probate to the Court of Common Pleas and is part of the lower-court record.
2. **The February 14, 2025 Notice Does Not Belong.** Filed in this Court after the February 7 order, it is an appellate document outside Rule 210’s scope. Respondent’s designation of it—while certifying that “no matter ... is irrelevant”—was improper.
3. **The August 25, 2025 Order Did Not Authorize Expansion.** That order permitted briefing on service issues, not the insertion of appellate filings into the Record.

## REQUESTED RELIEF

Appellant respectfully requests that the Court:

1. Amend or construe his prior motion as directed only at the **February 14, 2025 Notice of Appeal and Proof of Service**; and
2. Strike those items from the Record on Appeal.

Respectfully Submitted, this October 1, 2025.



DR. JASON MICHAEL BOYLE, Ph.D., Appellant  
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IN THE STATE OF SOUTH CAROLINA,

IN THE COURTS OF APPEALS

APPEAL FROM THE OCONEE COUNTY COURT OF COMMON PLEAS

TENTH JUDICIAL CIRCUIT

Order of Honorable Judge Lewton McIntosh

**APPELLATE CASE NO: 2024-001241**

The Matter of Jason M. Boyle

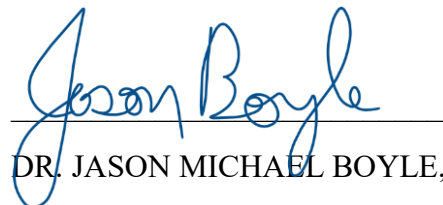
**PROOF OF SERVICE**

**APPELLANT'S AMENDED MOTION TO STRIKE NOTICE OF APPEAL FROM THE RECORD ON APPEAL, OR IN THE ALTERNATIVE, NOTICE OF CLARIFICATION**

hereby certify that a copy of this reply was delivered to the following parties:

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Respectfully Submitted, this October 1, 2025,



DR. JASON MICHAEL BOYLE, Ph.D., Appellant.

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