

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Master-In-Equity

Case Number: 02-CP-40-0229

Appellate Case No.: 2012-212341

RECEIVED

OCT 23 2013

SC Court of Appeals

Karl A. Daskocil and John M. Daskocil, of whom Karl A.
Daskocil.....Appellant,

v.

Patricia Gail D. Culp, Trustee of Karl V. Daskocil Trust U/A/D December 14,
1995.....Respondent.

MOTION TO SUPPLEMENT RECORD ON APPEAL AND FOR EXTENSION OF
TIME TO FILE FINAL BRIEF OF RESPONDENT

The Respondent, Patricia Gail D. Culp, Trustee of Karl V. Daskocil Trust U/A/D December 14, 1995, by and through her undersigned attorney, pursuant to South Carolina Rules of Appellate Procedure, respectfully moves the Court to Order that the Record on Appeal be supplemented, that editorial comments in the record be stricken, and for a twenty (20) day extension of time in which to file its Final Brief after the correct Record on Appeal is served in the above-captioned matter. In support of this Motion, Respondent would show unto the Court the following.

Respondent served her Designation of Matter to be included in the Record on Appeal timely on the Appellant. Appellant served the Record on Appeal by depositing it into the US Mail on October 4, 2013. Appellant failed to include two items in the Record on Appeal designated by Respondent which are the following items:

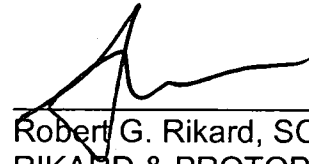
4. Motion to be Relieved Lydon
11. Notice and Court email John Doskocil 8-15-2011

Respondent's Final Brief is due on October 24, 2013. Respondent cannot file her Final Brief without the Record on Appeal being complete and including all of Designation of Matter served on Appellant by Respondent.

Additionally, Respondent would move that the editorial comments contained in the Record on Appeal by Appellant be struck. For example, in the Index of the Record, Appellant has added editorial comments to document descriptions such as "failed settlement" and "surprise dismissal." See Index of Record on Appeal. Such editorializing of the documents is inappropriate and those comments should be stricken.

Therefore, Respondent asks that that Appellant be ordered to supplement the Record on Appeal, that the editorial comments be stricken and that Respondent be granted an extension to file her Final Brief until the Record on Appeal is complete and contains all matter designated by both parties.

Respectfully submitted this 23rd Day of October, 2013.



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Attorney for Respondent

October 23, 2013
Columbia, South Carolina

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

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Joseph M. Strickland, Special Circuit Court Judge

SC Court of Appeals

Case Number: 02-CP-40-0229

Appellate Case No.: 2012-212341

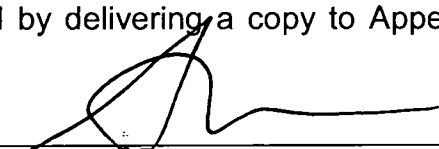
Karl A. Daskocil and John M. Daskocil, of whom Karl A.
Daskocil.....Appellant,

v.

Patricia Gail D. Culp, Trustee of Karl V. Daskocil Trust U/A/D December 14,
1995.....Respondent.

PROOF OF SERVICE

I certify that I have served the MOTION TO SUPPLEMENT RECORD ON APPEAL AND FOR EXTENSION OF TIME TO FILE FINAL BRIEF OF RESPONDENT on Karl A. Daskocil, pro se Appellant, 3009 West San Nicholas, Tampa, Florida 33629 by depositing a copy of it in the United States Mail, postage prepaid, on March 14, 2013 and by delivering a copy to Appellant via email.


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Columbia, South Carolina
October 23, 2013

Attorney for Respondent



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October 23, 2013

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk for the South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

**RE: Karl A. Duskocil and John M. Duskocil v. Patricia Gail D. Culp, Trustee of
Karl V. Duskocil Trust U/A/D/ December 14, 1005
Appellate Case Number: 2012-212341**

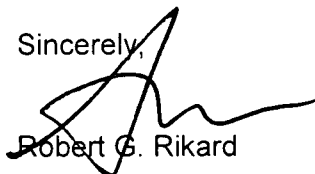
Dear Ms. Kitchings:

Enclosed for filing please find the original and seven (7) copies of the following document in the above-referenced case:

- (1) MOTION TO SUPPLEMENT RECORD ON APPEAL AND FOR EXTENSION OF TIME TO FILE FINAL BRIEF OF RESPONDENT.

Should you have any questions, please do not hesitate to contact me.

Sincerely,



Robert G. Rikard

RGR/
Enclosure(s)
cc: Karl A. Duskocil
3009 West San Nicholas
Tampa, Florida 33629

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SC Court of Appeals