

The South Carolina Court of Appeals

Charles Taylor, Appellant,

v.

Thomas Davis and State Farm Mutual Automobile
Insurance Company, Respondents.

Appellate Case No. 2012-212896

ORDER

Respondent State Farm Mutual Automobile Insurance Company has filed a motion to strike Appellant's Amended Record on Appeal. State Farm argues the amended record fails to comply with Rule 210(c) of the South Carolina Appellate Court Rules because it "contains numerous pages of 'record' materials and documents upon which Appellant has inserted stamped or pasted printed language which constitute argument, improper comments, highlighted portions for emphasis ('shaded areas') and assertions of 'irrelevancy' of particular material." In addition, State Farm notes that Appellant failed to include item 1 in State Farm's Designation of Matter.

After careful consideration, State Farm's motion is granted. Appellant shall file a Second Amended Record on Appeal that includes all documents listed in the parties' Designations of Matter, and the documents shall appear exactly as they appeared when presented to the circuit court. *See* Rule 210(c), SCACR (providing that the record shall not include any matter which was not presented to the lower court). Specifically, Appellant shall omit all stamped or handwritten notes and any highlighting that did not appear on the documents presented to the circuit court. Further, the index shall reference all matter by official name and date only. Appellant shall serve the Second Amended Record on Appeal within thirty days.

11/19/13
FILED


FOR THE COURT

C.J.

Columbia, South Carolina

cc:

Charles Taylor

James B. Lybrand, Jr., Esquire

Thomas Davis