



The South Carolina Court of Appeals

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December 12, 2025

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Re: Nancy Arellano v. School District No. Two of Lexington County
Appellate Case No. 2025-000647

Dear Counsel:

Enclosed is the Court's decision regarding the respondent's motion to amend her brief. This appeal is no longer held in abeyance. Within ten (10) days of the date of this letter, the appellant must file the proof of service of the record on appeal.

Very truly yours,

Jasmine J. Smith, Deputy

CLERK

The South Carolina Court of Appeals

Nancy Arellano, individually and as parent and natural guardian of Minor Z.A., Respondent,

v.

School District No. Two of Lexington County, State of South Carolina, Appellant.


Appellate Case No. 2025-000647

ORDER

On October 31, 2025, Respondent filed her initial brief. On November 10, 2025, Appellant filed a reply brief, which in part, contained arguments that Respondent's brief failed to comply with the South Carolina Appellate Court Rules in various ways, including failing to contain citations to transcripts or exhibits or a certificate of counsel. Appellant further argued Respondent failed to serve and file a designation of matter. On November 12, 2025, Respondent moved for leave to file a "corrected" final brief with record citations and sought to clarify her procedural compliance with this court's rules. Specifically, Respondent contended she was not required to file a certificate of counsel with her initial brief and she did not file a designation of matter because she did not seek to supplement or correct the record on appeal. Appellant filed a return, opposing the motion and explaining Respondent's brief was deficient, which required Appellant to argue in its reply brief "in a general, rather than specific, way," and Respondent failed to establish justification for the failure or good and sufficient cause for the requested relief. Respondent filed a reply.

After careful consideration, we deny Respondent's motion to correct her brief to include record citations. *See* Rule 208(b)(4), SCACR ("The brief *shall* contain references to the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal [see Rule 210(c)] to support the salient facts alleged. . . . In the initial briefs, these references should be to the page and line number of the transcript prepared by the court reporter or by the page of

the material to be referenced; e.g., Answer p. 7, Motion for Judgment p. 2, Transcript p. 231. . . . After the Record on Appeal is prepared, these references shall be revised as provided by Rule 211(b)(1) (emphasis added)). Further, the rules provide for a designation of matter to be filed at the same time a party serves its initial brief. See Rule 209(a), SCACR ("At the same time a party serves his initial brief(s) under Rule 208, to include a reply brief, he shall also serve on all parties to the appeal a Designation of Matter to be Included in the Record on Appeal which shall set forth with specificity those parts of the transcript, pleadings, orders, exhibits, or other materials which he proposes to include in the record on appeal.).



J.

FOR THE COURT

Columbia, South Carolina

cc:

Trevor Penrose Eddy, Esquire
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Dylan Allen Crossland, Esquire
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FILED
Dec 12 2025