

The South Carolina Court of Appeals

Tonya R. Blake, Individually and as Personal
Representative of the Estate of Reco D. Miller,
Appellant,

v.

Brenda Burris, Respondent.

Appellate Case No. 2025-001843

ORDER

The circuit court filed its final order on August 28, 2025. Appellant provided a proof of service indicating she served Respondent with the notice of appeal on September 18, 2025. On October 15, 2025, Respondent moved to dismiss the appeal on the basis the notice of appeal was not timely served and that Appellant was represented by counsel when she filed the notice of appeal pro se. Appellant filed a return, asserting she timely served the notice of appeal and that her counsel had informed her he would not be handling any appeal. On December 15, 2025, Respondent moved for leave to file a supplemental memo in support of her motion to dismiss. Appellant did not file a return.

On November 6, 2025, Appellant filed a motion seeking this court to compel (1) "T-Mobile or whomever who can provide" text messages exchanged between her and Respondent and (2) the transcript of the August 12, 2025 hearing. Respondent filed a return, opposing the motion. Appellant has also moved to proceed *in forma pauperis*.

After careful consideration, we grant Respondent's motion to file a supplemental memorandum in support of her motion to dismiss. The supplemental memorandum is accepted as filed. However, we deny Respondent's motion to dismiss and Appellant's motion to compel. Finally, the motion to proceed *in forma pauperis* is

denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). The filing fee must be paid within fifteen days of the date of this order.¹



FOR THE COURT J.

Columbia, South Carolina

FILED
Feb 25 2026

cc:

Tonya R. Blake

Santino Umberto Ambrosini, Esquire

Edward Raymond Moore, III, Esquire

¹ We remind Appellant to adhere to the South Carolina Appellate Court Rules. *See* Rule 240(d), SCACR ("The motion or petition shall be filed with the clerk of the appellate court, and *a copy shall be served upon each party.*" (emphasis added)).