

The South Carolina Court of Appeals

Estate of Virginia Parsons, by and through her Personal Representative, Sandra P. White, Individually and on behalf of statutory beneficiaries, Respondent,

v.

Atlas Senior Living, LLC; Atlas Senior Living II, LLC; AFF18 Oakview Park ALF, LLC d/b/a Oakview Park Assisted Living; AFF18 Oakview Park PropCo, LLC; AFF18 Greenville Borrower, LLC; Oakview Park Developer, LLC, Appellants.

Appellate Case No. 2025-002427

ORDER

On April 13, 2026, Appellant filed a "motion to strike materials designated by Respondent for inclusion in the record on appeal" to exclude Exhibits 1 and 2 to Respondent's memorandum in opposition to Appellants' motion to compel arbitration. Appellant argued these materials were not considered by the lower court, as evidence by the filed transcript, and should be excluded from the record on appeal and that Respondent should not reference or cite to these materials in Respondent's brief. Respondent filed a return opposing the motion and Appellant filed a reply. After careful consideration, we grant Appellant's motion. Exhibits 1 and 2 to Respondent's memorandum in opposition to Appellants' motion to compel arbitration shall be excluded from the record on appeal and Respondent shall not reference these excluded materials in Respondent's brief. This appeal is no longer held in abeyance.



FOR THE COURT CJ

FILED
Jun 01 2026

Columbia, South Carolina

cc:

Raymond P Mullman, Jr., Esquire

Gary W. Poliakoff, Esquire

A. Todd Darwin, Esquire

Timothy Maio, Esquire

Edwin Brown Parkinson, Jr., Esquire