

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM FLORENCE COUNTY
Court of Common Pleas
Hon. Michael G. Nettles, Circuit Court Judge

RECEIVED
Sep 21 2026
SC Court of Appeals

Appellate Case No. 2025-000733

CBL Services,

Respondent,

v.

Ryan Antonio Burgess,

Appellant.

**APPELLANT'S MOTION TO SUPPLEMENT
APPELLANT'S DESIGNATION OF MATTER
AND RECORD ON APPEAL
(Rule 212, SCACR)**

Appellant Ryan Antonio Burgess, appearing pro se, respectfully moves this Court, pursuant to Rule 212(b), SCACR, for leave to supplement Appellant's Designation of Matter to Be Included in the Record on Appeal and the Record on Appeal to identify Appellant's Final Reply Brief, filed with this Court on September 20, 2026. In the alternative, Appellant requests such other treatment of that filing as the Court deems proper. Appellant states as follows:

1. This appeal arises from the Florence County Court of Common Pleas, C/A No. 2024-CP-21-01953, and is pending in this Court as Appellate Case No. 2025-000733.
2. Appellant previously served and filed a Designation of Matter to Be Included in the Record on Appeal pursuant to Rule 209, SCACR, and a Record on Appeal has been or is being prepared from the materials designated by the parties.
3. Appellant filed his Final Reply Brief with the South Carolina Court of Appeals on September 20, 2026, in Appellate Case No. 2025-000733.

4. Appellant seeks leave to supplement his prior Designation and the Record on Appeal to identify the Final Reply Brief in the supplemental material, as specifically described in the attached Supplemental Designation of Matter (Exhibit A).
5. The Final Reply Brief is an appellate-court filing and was not a document presented to the lower court. Appellant acknowledges that Rule 210(c), SCACR, limits the contents of the Record on Appeal to matter that was presented to the lower court or tribunal.
6. Appellant therefore requests that the Court determine whether the Final Reply Brief may properly be included in a supplemental Appendix under Rule 212. If the Court determines that the brief may not be included in the Record on Appeal, Appellant alternatively requests that the brief remain recognized and considered as the appellate filing made on September 20, 2026, without treating it as evidence or lower-court record material.
7. Rule 212(b), SCACR, permits a party, without written consent of all attorneys of record or after argument commences, to move the appellate court for leave to supplement the Record on Appeal. Rule 212(c) provides that supplemental materials allowed under Rule 212(b) shall be included in an Appendix to the Record on Appeal unless otherwise agreed by the parties or ordered by the Court.

MEMORANDUM IN SUPPORT

Rule 209, SCACR, governs designation of matter to be included in the Record on Appeal. Rule 210(c), SCACR, provides that the Record on Appeal shall include properly designated matter and shall not include matter that was not presented to the lower court or tribunal. Rule 212(b), SCACR, provides a procedure by which a party may move the appellate court for leave to supplement the Record on Appeal.

Appellant's Final Reply Brief was filed in this Court on September 20, 2026. Because the Final Reply Brief is an appellate filing rather than a lower-court filing, Appellant does not

represent that it was before the circuit court, and does not offer the brief as evidence of any fact outside the lower-court record. Appellant seeks a ruling from this Court concerning whether the filing may be identified in a supplemental Appendix under Rule 212 or, alternatively, whether it should remain solely part of the appellate docket under the rules governing final briefs.

This request is made to ensure the procedural record accurately reflects Appellant's September 20, 2026 Final Reply Brief without altering the evidence or factual record that was before the circuit court. If supplementation is permitted, Appellant requests authorization to include the item identified in Exhibit A in an Appendix to the Record on Appeal pursuant to Rule 212(c), SCACR.

RELIEF REQUESTED

WHEREFORE, Appellant respectfully requests leave under Rule 212(b), SCACR, to supplement the Designation and Record on Appeal with the item identified in Exhibit A if permitted by Rule 210(c), SCACR; alternatively, that the Court recognize Appellant's Final Reply Brief filed September 20, 2026 as part of the appellate docket; and for such other relief as the Court deems just and proper.

Respectfully submitted,



Ryan Antonio Burgess
Appellant, Pro Se
509 N. Williamson Rd.
Florence, SC 29506
Phone: 843-676-5033
Email: raburgess28@yahoo.com
Date: 09/20, 2026

EXHIBIT A
SUPPLEMENTAL DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Pursuant to Rules 209 and 212, SCACR, Appellant identifies the following item for the Court's consideration in connection with this motion to supplement. Appellant acknowledges that this item is an appellate filing and requests inclusion in a supplemental Appendix only if the Court determines that such inclusion is permitted.

1. Appellant's Final Reply Brief

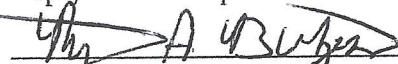
Filed with: South Carolina Court of Appeals

Appellate Case No.: 2025-000733

Filing date: September 20, 2026

Requested treatment: Include in a supplemental Appendix to the Record on Appeal if permitted by Rules 210 and 212, SCACR; otherwise retain and consider as part of the appellate docket.

Appellant certifies by his signature that the foregoing supplemental designation accurately identifies the appellate filing for which relief is requested and does not represent that the Final Reply Brief was presented to the lower court.



Ryan Antonio Burgess, Appellant, Pro Se
Date: 09/20, 2026

CERTIFICATE OF SERVICE

I certify that on September 20, 2026, I served a true and correct copy of the foregoing Appellant's Motion to Supplement Appellant's Designation of Matter and Record on Appeal, including Exhibit A, upon counsel for Respondent by depositing in US Mail, Postage prepaid addressed as follows:

Jason M. Hunter, Esq.
Crawford & von Keller, LLC
Post Office Box 4216
Columbia, South Carolina 29204
Counsel for Respondent


Ryan Antonio Burgess
Appellant, Pro Se
509 N. Williamson Rd.
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Sep 21 2026

SC Court of Appeals

September 20, 2026

Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED
Sep 21 2026
SC Court of Appeals

RE: CBL Services, Respondent v. Ryan Antonio Burgess, Appellant

Appellate Case No.: 2025-000733

Dear Ms. Kitchings:

Please accept the enclosed check in the amount of \$50.00 as the filing fee for Appellant's Motion to Supplement Appellant's Designation of Matter and Record on Appeal pursuant to Rule 212, SCACR, in the above-captioned appeal.

Please apply the enclosed payment to Appellate Case No. 2025-000733. For ease of identification, the case name and appellate case number are also identified with the payment.

Thank you for your assistance. Please contact me if any additional information is needed regarding this payment.

Respectfully submitted,


Ryan Antonio Burgess
Pro Se Appellant
509 N. Williamson Rd.
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Phone: 843-676-5033
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Enclosure: Check in the amount of \$50.00