

The South Carolina Court of Appeals

Robert Barnett, as Trustee of the RH 401(k) Plan,
Respondent,

v.

Erica Lynn Davis, Austin J. Davis and Signature Gain
Express Trust, DTE 06/22/2022 (An Irrevocable Express
Trust Organization) Harol Alezu Lozano Moran, Sole
Trustee, Defendants,

of which Erica Lynn Davis and Austin J. Davis are the
Appellants.

Appellate Case No. 2025-002218

ORDER

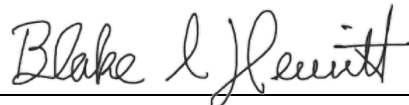
Respondent filed a motion to "reject Appellants' record on appeal" and requested the court require Appellants to file an amended record on appeal to include the following items that were designated in Respondent's designation of matter:

1. Order on Sale of Real Estate (Public Sale), dated December 1, 2025 (No. 2, Respondent's Designation of Matter);
2. Austin J. Davis's Memorandum of Law Regarding Authentication and Enforceability of Note and Mortgage, dated September 24, 2025 (No. 23, Respondent's Designation of Matter);
3. Notice of Appeal, dated October 21, 2025 (No. 25, Respondent's Designation of Matter); and,
4. Master Deed, TMS No. 0323.03-01-029.00, Book: DE 2773, Page: 914-917, 131 Round Tree Drive, Simpsonville, South Carolina 29681, dated December 2, 2025 (No. 28, Respondent's Designation of Matter).

Appellants filed a return stating they were "actively reviewing the record on appeal" and were therefore "not presently in a position to concede or dispute each

individual allegation concerning the documents identified in Respondent's Motion." The court received no further follow-up from Appellants and Respondents did not file a reply.

After careful consideration, we grant Respondent's motion. Within twenty days from the date of this order, Appellants shall serve Respondent with an amended record on appeal to include Respondent's designation of matter items numbered 2, 23, 25, and 28. Within twenty days after the service of the record on appeal, both parties shall serve and file their final briefs. Failure to do so may result in dismissal of this appeal.



J.

FOR THE COURT

Columbia, South Carolina

FILED
Sep 25 2026

cc:

Erica Lynn Davis

Austin J. Davis

Joseph Kershaw Spong, Esquire

Clara Elizabeth Weston, Esquire