

The South Carolina Court of Appeals

Renee Wicks, Respondent,

v.

ER Construction, LLC; OJC LLC; Richard McDaniel,
individually and d/b/a ER Construction; and Kenneth L.
Edwards, individually, Defendants,

of which Kenneth L. Edwards is the Appellant.

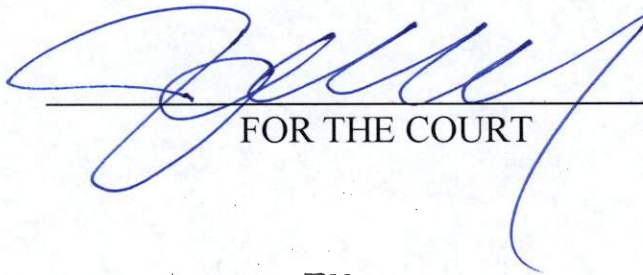
Appellate Case No. 2026-001144

ORDER

On August 24, 2026, Appellant filed the record on appeal and his final brief. On September 1, 2026, Respondent filed a motion to dismiss, arguing Appellant has repeatedly refused to comply with the South Carolina Appellate Court Rules, including failing to file a proper record on appeal and filing a final brief that has been altered significantly from its initial brief. Appellant did not file a return.

After careful consideration, we deny the motion to dismiss. However, we strike the August 24, 2026 record on appeal and final brief of Appellant. Within fifteen days of the date of this order, Appellant shall serve and file an amended final brief and an amended record on appeal. The amended final brief shall be identical to the initial brief except for correction of "obvious typographical errors and misspellings" and revised references to the record on appeal; Appellant shall not delete sections or change words but he shall include page references to the record on appeal. *See* Rule 211(b)(1) & (2), SCACR ("The final brief(s) shall be identical to the brief(s) previously served under Rule 208, except for the following: (1) . . . The references in the initial brief shall be revised to indicate where the material appears in the Record on Appeal. . . . [and] (2) . . . The party may correct obvious typographical errors and misspellings which were contained in the initial brief. No other changes may be made."). The amended record on appeal shall be properly paginated and include all matter designated by the parties so long as the

matters were presented to the circuit court. Therefore, the record on appeal should not include the Appellant's designated matters 4, 5, 7-9, and 11 from Appellant's June 9, 2026 designation of matter, but the record on appeal shall include the March 31, 2025 order and the full September 24, 2024 order. *See* Rule 210(c), SCACR ("The Record on Appeal shall include all matter designated to be included by any party under Rule 209 and shall comply with the requirements of Rule 267. The Record shall not, however, include matter which was not presented to the lower court or tribunal. Matter contained in the Record on Appeal shall be arranged in the following order: the title page, index, orders, judgments, decrees, decisions, pleadings, transcript, charges, and exhibits and other materials or documents. Each page of the Record on Appeal shall be numbered consecutively beginning with the index. Where a portion of a page of the trial transcript, or a page of an exhibit or document, is to be included in the Record on Appeal, the entire page shall be included."). Failure to comply may result in the dismissal of the appeal.


_____. J.
FOR THE COURT

Columbia, South Carolina

FILED
Oct 14 2026

cc:

Kenneth L. Edwards, Esquire
C. Brandon Belger, Esquire
Jason Scott Luck, Esquire