

The South Carolina Court of Appeals

Lakeview Loan Servicing, LLC, Respondent,

v.

Allison Shavonne Smith and Alligator West
Homeowners Association, Defendants,

of which Allison Shavonne Smith is the Appellant.

Appellate Case No. 2025-002310

ORDER

On July 22, 2026, this court granted Respondent's first "motion to correct and supplement the record on appeal and motion for extension of time to file respondent's final brief." The court gave Appellant thirty days to serve and file a second amended record on appeal in compliance with Rule 210, SCACR. The court directed Appellant to amend the record to (1) include the records contained in Respondent's designation of matter; (2) strike and remove record sections titled "Testimony of Allison Shavonne: Smith," "Charge," and "Request to Charge;" and (3) amend the record to include the original records as they appeared before the lower court.

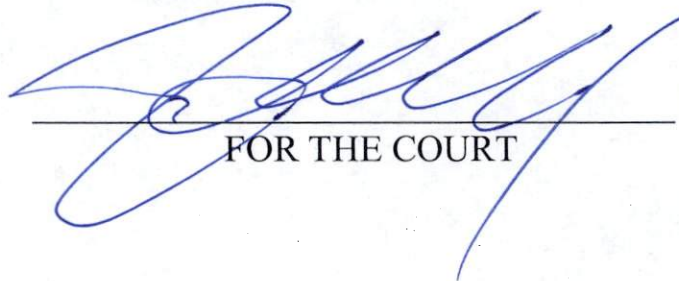
On August 7, 2026, Appellant filed a second amended record on appeal. Thereafter, Respondent filed a second "motion to correct and supplement the record on appeal and second motion for extension of time to file respondent's final brief." Respondent argues the second amended record on appeal again improperly omitted the items from Respondent's designation of matter in the record on appeal; improperly included records not before the lower court—namely Exhibits A, B, C, and 3A—and included altered records—namely Exhibits 1 and 3C. Appellant filed a return stating the errors were not intentional and Appellant will supplement the record with Respondent's designation of matter items. Appellant further conceded that Exhibits 3A and B were not a part of the lower court record and will be struck and Appellant will amend the record to include original documents. However,

Appellant contends Exhibits A, 3C, and 1 were a part of the lower court record and should not be struck. Respondent did not file a reply.

After careful consideration, we grant in part and deny in part Respondent's motion to strike. Within thirty days of the date of this order, Appellant shall serve and file a third amended record on appeal in compliance with Rule 210, SCACR.

Specifically, Appellant shall amend the record to (1) include all the records contained in Respondent's designation of matter as they were presented to the lower court; (2) strike Exhibits 3A and B; and (3) amend the record to include the original records as they appeared before the lower court. As to Exhibits A, 3C, and 1, based on the evidence presented to the court, the court cannot substantiate Respondent's arguments and denies Respondent's motion to strike Exhibits A, 3C, and 1 without prejudice.

Additionally, should Appellant need to update record cites in her final briefs to reflect the third amended record on appeal, Appellant shall serve and file the amended final briefs within thirty days of the date of this order. Within thirty days from the date Appellant serves and files the third amended record on appeal, Respondent shall serve and file their final appellate brief.


____ J.
FOR THE COURT

Columbia, South Carolina

FILED
Oct 21 2026

cc:

Allison Shavonne Smith

James Martin Page, Esquire