

The South Carolina Court of Appeals

Brook Waddle, Appellant,


v.

South Carolina Department of Health and Human
Services, Respondent.

Appellate Case No. 2013-002415

ORDER

This is an appeal from an October 11, 2013 order of the Administrative Law Court, affirming the dismissal of Appellant's appeal before Respondent. Respondent has filed a motion to strike Appellant's designation of matter to be included in the record on appeal and Appellant's initial brief. After careful consideration, Respondent's motion is granted. Within thirty days of this order, Appellant will file an amended initial brief and an amended designation of matter to be included in the record on appeal complying with the South Carolina Appellate Court Rules. *See* Rule 209(b), SCACR (noting the designation of matter to be included in the record on appeal "may only propose to include portions of the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal" and "A party shall not include any matter in his [d]esignation which is not relevant to the appeal"); Rule 210(c), SCACR ("The [r]ecord shall not, however, include matter which was not presented to the lower court or tribunal."). Because Respondent's initial brief and designation of matter is not due until after Appellant's brief and designation of matter is served, this Court declines to act on Respondent's motion for an extension.

 AJ
FOR THE COURT

Columbia, South Carolina

FILED
4/28/14
WMM

cc:

Patricia Logan Harrison, Esquire

Shealy Boland Reibold, Esquire

Kenneth C. Anthony, Jr., Esquire