

The South Carolina Court of Appeals

D&C Builders, Inc., Appellant,

v.

Richard M. Buckley and Wells Fargo National
Association, Defendants,

Richard M. Buckley, Third-Party Plaintiff,

v.

Scott Dodenhoff, Third-Party Defendant,

Of whom Richard M. Buckley is the Respondent.

Appellate Case No. 2013-001645

ORDER

After careful consideration, Appellant's motion to strike is granted because Respondent failed to prove the actual designated matters themselves were presented to the lower court. *See* Rule 210(c), SCACR ("The Record shall not . . . include matter which was not presented to the lower court or tribunal."). Within twenty days, Respondent shall serve and file an amended initial brief that excludes citations to the stricken matter and an amended designation of matter omitting the stricken matters.


FOR THE COURT

Columbia, South Carolina

FILED

August 21, 2014

cc:

Brian A. Martin, Esquire

Harold Stewart James, Esquire

M. Stokely Holder, Esquire