

The South Carolina Court of Appeals

In the Matter of Annie Mae McDonald

Franklin D. Thomas, Respondent,

v.

Valerie A. Webster, Individually and as Co-Personal Representative of the Estate of Annie Mae McDonald, and Charles E. Webster, Jr., Individually and as Co-Personal Representative of the Estate of Annie Mae McDonald, Appellants.

Appellate Case No. 2015-000527

The Honorable James B. Jackson, Jr.
Orangeburg County
Trial Court Case No. 2014CP3800596

ORDER

By operation of Rule 264 of the South Carolina Appellate Court Rules, (SCACR), attorney Zipporah Sumpter is considered counsel of record for the appellants. Attorney Sumpter notified the Court that a motion to alter or amend the judgment is pending in the circuit court. In response, the appellants filed some correspondence also indicating that a post-trial motion is pending in the trial court. Because the appellants are represented by counsel, we must return their pro se filings. See *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010) ("Since there is no right to 'hybrid representation' that is partially pro se and partially by counsel, substantive documents, with the exception of motions to relieve counsel, filed pro se by a person represented by counsel are not to be accepted unless submitted by counsel."). Furthermore, because there is a pending post-trial motion, the appeal is

dismissed and remanded for consideration of all post-trial matters. The Remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Charles E. Webster, Jr.

Lawrence Keitt, Esquire

Zipporah O. Sumpter, Esquire

Valarie A. Webster

FILED

4-13-15