

The South Carolina Court of Appeals

Billy Joe Cartrette, #122434, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2015-000759

ORDER

Respondent has moved to strike several documents from Appellant's designation of matter. Appellant has filed a "motion to remand," which we construe as a return to Respondent's motion to strike.

Respondent's motion is granted to the extent that the following items listed in Appellant's designation of matter shall not be included in the record on appeal: (4) Request(s) for Admission(s) dated January 20, 2015; (10) May 25, 2011 Order; (11) Unpublished Opinion No. 2010-UP-251; (13) Excerpt(s) of September 19, 2006 tr. - oral argument(s); (19) Excerpts of Contract; (20) January 12, 2007 ALC Order; (21) September 21, 2007 Order of S.C. Court of Appeals; and (22) Certified Mail document(s) to ALJ Anderson dated August 7, 2015. *See* Rule 210(c), SCACR (providing that the record on appeal shall not include any matter that was not presented to the lower court or tribunal). Respondent's motion is otherwise denied.

Within thirty days of this order, Appellant shall serve an amended record on appeal, which includes all matter designated by the parties that was presented to the circuit court.


FOR THE COURT

Columbia, South Carolina

FILED
12/4/15

cc:

Billy Joe Cartrette, 122434
Lake Eric Summers, Esquire