

The South Carolina Court of Appeals

John M. English, Appellant,

v.

Ellen Sexton and John E. White, Jr., Respondents.

Appellate Case No. 2014-002661

ORDER

On March 29, 2016, this court ordered Appellant to serve a supplemental record and file a proof of service with this court within ten days of the date of the order. On April 15, 2016, which is seventeen days after the order, Appellant filed a supplemental record on appeal. Respondent John E. White, Jr. has now filed a motion regarding the record, indicating he was not served with the supplemental record on appeal as was ordered by this court and had to pick up a copy from Appellant's counsel. Respondent raises concerns that the supplemental record on appeal does not include everything designated by both parties. This court requested a return from Appellant, and Appellant failed to comply. This court takes the opportunity to clarify for Respondent that this court will consider both the supplemental record on appeal as well as the original record on appeal together. Respondent's final brief may cite to both the original record on appeal as well as the supplemental record on appeal. Within five days of the date of this order, counsel for Appellant shall serve Respondent John E. White, Jr. with a copy of both the original record on appeal as well as the supplemental record on appeal. Counsel for Appellant shall file a proof of service showing both were served within five days of the date of this order. Failure of Appellant to comply may result in the dismissal of this appeal. The parties' final briefs shall be served and filed within thirty-five days of the date of this order.


FOR THE COURT

FILED

August 3, 2016

Columbia, South Carolina

cc:

David A. Collins, Esquire

G. Thomas Hill, Esquire

John Evander White, Jr.