

The South Carolina Court of Appeals

David F. Ford, II, Respondent,

v.

Richard G. "Jerry" Campanaro, Appellant.

Appellate Case No. 2015-000997

ORDER

Respondent has filed a motion to determine the status of Appellant's Initial Brief and Designation of Matter and to extend the time to file Respondent's Initial Brief and Designation of Matter.

After careful consideration, we take this opportunity to clarify that Respondent's Initial Brief and Designation of Matter are not due to be served and filed at this time because Appellant has not filed a brief in compliance with Rule 208 of the South Carolina Appellate Court Rules (SCACR). Moreover, we strike Appellant's Initial Brief that was filed on December 7, 2015,¹ and order Appellant to file an Amended Initial Brief and Designation of Matter. The Amended Initial Brief and Designation of Matter shall be served and filed within twenty days of this order and must comply with Rules 208 and 209, SCACR.

¹ We note that Appellant's filing of December 7, 2015, contained the following deficiencies: (1) the filing was not accompanied by a proof of service as required by Rule 208(a)(1), SCACR; (2) the first page of the brief did not contain a caption as required by Rule 267(a), SCACR; (3) the brief did not include all of the appropriate headings as set forth in Rule 208(b), SCACR, and it contained additional headings not contemplated by the Rule; and (4) the filing did not include a document entitled "Designation of Matter" as set forth in Rule 209, SCACR, listing the documents Appellant intends to include in the Record on Appeal. We further note that Appellant may choose to use Appendix C, Forms 7, 13, and 14 for formatting purposes in preparing his Amended Initial Brief and Designation of Matter.

James E. Lockery

FOR THE COURT

Columbia, South Carolina

cc:
Richard G. Campanaro
Tobias Gavin Ward, Jr., Esquire

FILED

August 5, 2016