

The South Carolina Court of Appeals

Anthony Derone Richardson, Appellant,

v.

Jackie Swindler, Chief of Police, Newberry County
Municipal Police, Respondent.

Appellate Case No. 2014-002532

ORDER

Appellant filed the notice of appeal for this case on November 14, 2014. He first served and filed the record on appeal in January of 2016. On January 25, 2016, Respondent filed his first motion to correct the record on appeal, which was granted. In February and March of 2016, Appellant filed amended records. On March 29, 2016, Respondent filed his second motion to correct the record, which was granted. Appellant filed another amended record on May 5, 2016. On May 19, 2016, Respondent filed his third motion to correct the record, which was granted. After this court denied Appellant's motion to appoint counsel, Appellant filed another amended record on October 12, 2016. On October 24, 2016, Respondent filed his fourth motion to correct the record, which was granted. In each motion, Respondent noted Appellant failed to include items from Respondent's designation of matter in the record on appeal. In this court's December 8, 2016 order granting Respondent's fourth motion to correct the record, the court notified Appellant of the excluded items and ordered him to file a supplemental record within twenty days. To date, Appellant has not complied with the order. Instead, on December 28, 2016, Appellant filed a "Motion to Limit Pages & Length to Record on Appeal." Although Appellant's intention is unclear from the face of the motion, we construe the motion as one to strike the excluded items from Respondent's designation of matter. The motion is denied. Within twenty days of the date of this order, Appellant shall serve Respondent with a supplemental record on appeal that includes the matters designated by Respondent but omitted from the record. Specifically, the supplemental record on appeal shall

include: (1) Defendant's Answer; (2) Defendant's Amended memorandum in support of motion for summary judgment; and (3) the omitted deposition transcript pages. Failure to comply with this order may result in the dismissal of this appeal.


FOR THE COURT

Columbia, South Carolina

cc: Anthony Derone Richardson
Kassi B. Sandifer, Esquire
David Leon Morrison, Esquire
Robert G. Cooper, Esquire

FILED

February 2, 2017.