

August 22, 2017

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
SC Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: *Jamaal Gittens v. John R. Rakowsky*
Appeal from Lexington County Case No. 2016-CP-32-263
SCCOA Case Tracking No. 2016-1627
GWB File No. 15-412

Dear Ms. Kitchings:

I am in receipt of Appellant's Final Brief in the above-referenced matter. However, as referenced in our pending Motion to Dismiss filed on July 25, 2017, Appellant has failed to compile and produce the Record on Appeal in this matter. As such, Appellant's Final Brief is improper and noncompliant.

Furthermore, Respondent cannot file a proper Final Brief until the Record on Appeal is received. Respondent respectfully requests that the Court dismiss the action for Appellant's repeated failures to comply with the rules. In the alternative, Respondent respectfully requests that the Court strike Appellant's Final Brief as deficient and require that he compile and serve the Record on Appeal before the parties submit their Final Briefs.

By copy of this letter, I am serving the above-referenced upon the *pro se* Appellant. Please do not hesitate to contact me should you have any questions.

With kind regards, I am

Sincerely,

GALLIVAN, WHITE & BOYD, P.A.

Jessica A. Waller

cc: Jamal Gittens (via U.S. Mail)



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