

# The South Carolina Court of Appeals

Alexander Pastene, Appellant,

v.

Marion R. McMillan and Synergy Spine Center, P.A.,  
Respondents.

Appellate Case No. 2017-000294

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## ORDER

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Respondents' motion to dismiss this appeal is denied. Respondents' motion to strike is granted to the extent that the record on appeal shall only include documents that were listed in the parties' designations of matter and were also presented to the circuit court. The following documents listed in Appellant's designation of matter shall not be included in the record on appeal because they were not presented to the circuit court: (1) "Telephone records of calls from Walhalla Clerk of Court Ms. Whitfield, Ms. Hightower," (2) "Telephone records of call on the Morning of April 12, 2016," (3) "Affidavit of Witnesses," (4) "Letter from Appellant to Ms. Pam Davis, Easley Post Office, in ref. to Respondent's former address in Easley, lack of forwarding address, lack of Moving Out Notice." *See* Rule 210, SCACR (providing the record on appeal shall not include matter that was not presented to the lower court).

  
FOR THE COURT

Columbia, South Carolina

cc:

Alexander Pastene

David Alan Wilson, Esquire

**FILED**

Feb. 28, 2018