

The South Carolina Court of Appeals

In the Matter of the Estate of Thomas G. Moore:

Michael Dennis Moore, Appellant,

v.

Thomas Paul Moore, Francine Laura Lawhon, Linda
Kaye Moore, and Phillip Frederick Moore, Respondents.

Appellate Case No. 2018-001144

ORDER

Respondent Thomas Paul Moore has filed a motion to dismiss Phillip Frederick Moore's cross-appeal, and a separate motion to strike Linda Kaye Moore and Francine Laura Lawhon's cross-appeal. Because Phillip Frederick Moore, Linda Kaye Moore, and Francine Laura Lawhon did not timely serve or file a notice of appeal or a cross-appeal, we construe the motions as requests to strike Phillip Frederick Moore Respondent's brief, and Linda Kaye Moore and Francine Laura Lawhon's Respondents' brief.

After careful consideration, the motions are granted. Although Phillip Frederick Moore's and Linda Kaye Moore and Francine Laura Lawhon's briefs are captioned as Respondents' briefs, they are aligned with Appellant's brief to the extent that they seek reversal of the lower courts' findings regarding the doctrine of integration. Because the briefs are not adverse to Appellant's brief, their briefs are not proper Respondents' briefs pursuant to the South Carolina Appellate Court Rules. *See* Rule 202(a), SCACR ("The party appealing shall be known as the appellant and the adverse party as the respondent.").



FOR THE COURT

Columbia, South Carolina

cc:

Norwood David DuRant, Jr., Esquire

C. Pierce Campbell, Esquire

James Ross Snell, Jr., Esquire

Vicki D Koutsogiannis, Esquire

Francine Laura Lawhon

Linda Kaye Moore

Phillip Frederick Moore

FILED

Apr. 10, 2019