

# The South Carolina Court of Appeals

Cricket Store 17, LLC d/b/a Taboo, Appellant,

v.

City of Columbia Board of Zoning Appeals, Respondent,

And

City of Columbia Zoning Administrator,  
Counterclaimant,

v.

Cricket Store 17, LLC d/b/a Taboo, Counterdefendant.

Appellate Case No. 2018-001062

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## ORDER

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Respondent has filed an "Objection to Appellant's Designation of Matter to be included in the Record on Appeal," which this court construes as a motion to strike Appellant's designation of matter to be included in the record on appeal. Respondent's motion to strike is granted in part and denied in part. The motion to strike is granted as to matters 5-18 as listed in Respondent's motion to strike. These matters shall not be included in the record on appeal or referenced in Appellant's final brief. The motion to strike is otherwise denied. Additionally, Appellant's motion to supplement the record on appeal is denied. *See* Rule 210(c) ("The Record shall not, however, include matter which was not presented to the lower court or tribunal."). Appellant's initial reply brief shall be filed within thirty days from the date of this order.



J.

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FOR THE COURT

Columbia, South Carolina

cc:

Thomas R. Goldstein, Esquire

Trevor Penrose Eddy, Esquire

Peter M Balthazor, Esquire

**FILED**

July 18, 2019