

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM BEAUFORT COUNTY  
COURT OF COMMON PLEAS

Marvin H. Dukes, III, Master in Equity

Appellate Case No. 2019-001448

RECEIVED  
FEB 14 2020  
SC Court of Appeals

Weldon E. Wall, Sr., ..... Appellant,

v.

Harold H. Wall, Sr., ..... Respondent.

MOTION TO REQUIRE  
REFERENCES TO RECORD

The respondent moves the Court to require the appellant to revise his initial brief so as to supply references to the record, as required by Rule 208(b)(4), SCACR. As grounds for the motion, the respondent would show:

1. Rule 208(b)(4), SCACR, provides in part:

**(4) References to Record.** The brief shall contain references to the transcript, pleadings, orders, exhibits, or other materials which may be properly included in the Record on Appeal \* \* \* to support the salient facts alleged. \* \* \* In the initial briefs, these references should be to the page and line number of the transcript prepared by the court reporter or by the page of the material to be referenced \* \* \*

2. The appellant's initial brief is filled with factual claims but contains no references to the lengthy transcript or to the scores of exhibits alleged to support those factual claims.

3. It is impossible for the respondent to address the specific factual claims made by the appellant without knowing what testimony or other evidence is relied upon

by the appellant in support of those claims.

4. The respondent therefore moves the Court to require the appellant to submit a revised initial brief containing references to the transcript and exhibits as required by Rule 208(b)(4), SCACR, and in the meantime to hold in abeyance the briefing schedule.

Respectfully submitted,

James B. Richardson, Jr.  
1229 Lincoln Street  
Columbia, South Carolina 29201  
803-799-9412

Russell P. Patterson  
P.O. Box 8047  
Hilton Head Island, South Carolina 29938  
843-341-9300

by: James B. Richardson, Jr.  
Attorneys for Respondent.

February 13, 2020.

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CERTIFICATE OF SERVICE

I certify that I served a copy of respondent's motion to require references to record upon counsel for the appellant by first class mail, postage affixed, addressed to them at their respective addresses of record, namely:

R. Thayer Rivers, Jr., Esq.  
Attorney at Law  
P. O. Box 668  
Ridgeland, SC 29936

Darrell Thomas Johnson, Jr., Esq.  
Attorney at Law  
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SC Court of Appeals

on February 13, 2020.

*James B. Richardson, Jr.*  
James B. Richardson, Jr.  
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Attorney for Respondent.

February 13, 2020.

**Law Office of  
James B. Richardson, Jr.**

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Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: Wall v. Wall  
2019-001448


Dear Ms. Kitchings:

Enclosed for filing is respondent's motion to require references to record.

Unless advised otherwise, this office will suspend the diary for the respondent's initial brief and designation until the motion has been resolved.

Thanking you, I remain

Yours very truly,

  
James B. Richardson, Jr.

cc: R. Thayer Rivers, Jr., Esq.  
D. Thomas Johnson, Jr., Esq.  
Russell P. Patterson, Esq.



**FIRST CLASS**

**James B. Richardson, Jr.**  
*Attorney at Law*  
1229 Lincoln Street  
Columbia, South Carolina 29201

**TO:**

**Honorable Jenny A. Kitchings**  
**Clerk, S. C. Court of Appeals**  
**P. O. Box 11629**  
**Columbia, SC 29211**

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**SC Court of Appeals**