

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
H.W. Funderburk, Jr. Administrative Law Judge

Case No.: 20-ALJ-22-0070-AP

Appellate Case No. 2020-000981

RECEIVED

Nov 05 2020

SC Court of Appeals

Robert M. Ardis,

Appellant,

v.

South Carolina Department of Employment and
Workforce and Sykes Enterprises, Inc.,

Respondents,

**APPELLANT’S MOTION FOR LEAVE TO FILE SUPPLEMENTAL MOTION TO STRIKE
AND SUPPLEMENTAL MOTION FOR SANCTIONS**

COMES NOW the Appellant on his own behalf¹ and respectfully files this his

¹ See *Erickson v. Pardus* 551 U.S. 89, 127 S. Ct. 2197 U.S., 2007. A document filed *pro se* is to be liberally construed, and a *pro se* complaint, however inartfully pleaded, must be held to less stringent standards than formal pleadings drafted by lawyers. Pleadings in this case are being filed by the Petitioner *in propria persona*, wherein pleadings are to be considered without regard to technicalities. *Propria* pleadings are not to be held to the same high standards of perfection as practicing lawyers. See *Haines v. Kerner* 92 S. Ct. 594, also See *Powell v. Lennon*, 914 F2d 1459 (11th Cir 1990).

Motion for Leave to File Supplemental Motion to Strike and Supplemental Motion for Sanctions. In support thereof the Appellant would show the Court as follows:

1. It is respectfully submitted to this Honorable Court that I am not an attorney, and I will be speaking in a first person, narrative form in order to make my points to the Court. This pleading is being filed in Compliance with the Court's November 5, 2020, Order.

2. This Honorable Court previously entered an **ORDER** which **GRANTED** me time, until October 30, 2020, in which to file my Supplemental Pleading to the Appellee's Answer to my Motion to Strike.

3. It was not intentional on my part to not meet the deadline **GRANTED** by this Honorable Court. I have many things bidding for my limited time and that is why I was unable to meet the Court's October 30, 2020, time frame.

4. My current job is that of a car salesman for a high volume, new car dealership in Sumter, South Carolina. I work six (6) days each week in this position and average between 65-75 hours each week in this position.

5. Concurrently, I relocated back to South Carolina, from Florida, to care for my 78 year old, almost 79 year old, ailing Mother. My Mother has been diagnosed with Stage 4 Bone Cancer and needs constant care. I take her to her chemotherapy and radiation treatments. I also take her to her regular doctor's appointments, and to the pharmacy to get her medications.

6. Similarly, to make certain my Mother has the constant care and attention she needs, I am actually staying with her, in her home, in an effort to provide her with the around the clock care she needs.

7. As a result of all of the above, I was unable to meet the Court's timeframe of October 30, 2020. I offer my sincere apologies to the Court. There was no disrespect intended towards the Court on my part.

8. I would respectfully submit to this Honorable Court that I have now

prepared my **Supplemental Motion to Strike and Supplemental Motion for Sanctions**.

9. I would respectfully request that the Court issues and **ORDER** which permits me to file my **Supplemental Motion to Strike and Supplemental Motion for Sanctions**.

WHEREFORE, the Appellant Prays for the following Relief:

- a. That the Court issues an **ORDER** which permits the Appellant to file his **Supplemental Motion to Strike and Supplemental Motion for Sanctions**;
- b. Any and all further Relief the Court deems just, proper and in the interests of justice;

Respectfully submitted on November 5, 2020

/s/ Robert Michael Ardis
Robert Michael Ardis, Appellant
105 North Guignard Drive
Sumter, S.C. 29150
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VERIFICATION

COMES NOW the Appellant, ROBERT MICHAEL ARDIS, who, under penalty of perjury and under the laws of the United States of America and the state of South Carolina, does hereby declare that I have read the foregoing, and that the facts alleged therein are true and correct to the best of my knowledge and belief. I understand that a false statement in this verification, and above in Paragraphs 1-9, will subject me to penalties of perjury.

/s/ Robert Michael Ardis

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that a copy of this **Motion** has been provided to the Court and the South Carolina Department of Employment and Workforce, on this 5th day of November 2020, via U.S. Mail.

/s/ Robert Michael Ardis

Robert Michael Ardis, Appellant