

The South Carolina Court of Appeals

Moats Construction, Inc, Appellant,

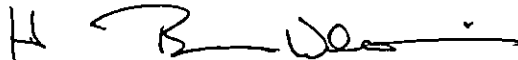
v.

City Council of the City of Anderson, Respondent.

Appellate Case No. 2021-000285

ORDER

Respondent has filed a motion to strike items 10-13 of Appellant's designated matters because they were not presented to the lower court. Appellant concedes the items were not presented to the lower court. Accordingly, the motion is granted. *See* Rule 210(c), SCACR (providing the record on appeal shall not include any matter which was not presented to the lower court). Appellant's designated matters 10-13 are hereby stricken. Because Appellant's initial brief references the stricken matters, Appellant's initial brief is stricken. Within thirty days of the date of this order, Appellant shall serve and file an amended initial brief that shall not include references to the stricken matters. The record on appeal shall not contain the stricken matters.



FOR THE COURT

Columbia, South Carolina

FILED
Dec 03 2021

cc:

J. Franklin McClain, Esquire
Thomas Jefferson Goodwyn, Jr., Esquire
Coy David Beale, Jr., Esquire
Stacey Todd Coffee, Esquire