

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge;
The Honorable Maite Murphy;
and
The Honorable Marvin H. Dukes, III, Master-in Equity and Special Circuit Judge

Case No. 2019-CP-07-1666

Stevens Builders, LLC.....Plaintiff/Appellant,

v.

Michael C. Garraway, Alicia M. Garraway, and TD Bank, N.A.Defendants,

Of whom TD Bank, N.A. is the.....Respondent.

NOTICE OF APPEAL

Stevens Builders, LLC appeals (1) the Order Granting TD Bank's Motion to be Relieved from Entry of Default of the Honorable Carmen T. Mullen dated March 6, 2020; (2) the Order of the Honorable Maite Murphy dated October 21, 2021; and (3) the Order Granting TD Bank, N.A.'s Motion for Summary Judgment of the Marvin H. Dukes, III dated May 27, 2022.

The Appellant received notice of the Orders of Judges Mullen and Murphy on March 9, 2020 and October 21, 2021, respectively. Those orders were not immediately appealable until after final judgment. *See Ateyeh v. United of Omaha Life Ins. Co.*, 293 S.C. 436, 437, 361 S.E.2d 340 (Ct. App. 1987). The Appellant received notice of the Order of Judge Dukes on May 27, 2022, which was a final judgment as to the Respondent. The time for appeal was stayed by the Appellant's timely motion to alter or amend the Order filed on June 6, 2022. That motion was denied on July 28, 2022 and the Appellant received written notice of entry of the order denying the motion the same day.

August 12, 2022

s/Benjamin T. Coppage
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