

The South Carolina Court of Appeals

David Brewster, Respondent,

v.

Form Fit and Function, LLC, a.k.a. F3 Engineering,
Appellant.

Appellate Case No. 2023-000900

ORDER

After receiving the order that is the subject of this appeal on April 26, 2023, Appellant filed a notice of appeal on June 5, 2023. Appellant served the notice of appeal on Respondent personally by delivering the notice to a person at Respondent's residence on May 26, 2023. Appellant served Respondent's counsel by mail on June 13, 2013. We dismiss this appeal as untimely served. *See* Rule 262(c), SCACR ("Whenever under these Rules service is required or permitted to be made upon a party represented by an attorney the service shall be made upon the attorney unless service upon the party is ordered by the appellate court."); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served.").



FOR THE COURT

Columbia, South Carolina

FILED
Jun 29 2023

cc:

John G. Reckenbeil, Esquire

Rana Heidari, Esquire

Chelsea Raegan Rikard, Esquire