

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Daniel Coble, Circuit Court Judge

Appellate Case No. 2023-000788
Civil Action No. 2021-CP-40-03542

Logan Saunders Appellant,

v.

Beta Upsilon Chi Fraternity, Inc. a/k/a Beta
Upsilon Chi, Michael Vinzani, Graham
Harmon, and Walker Wood.....Defendants,

Of whom Beta Upsilon Chi Fraternity, Inc.
a/k/a Beta Upsilon Chi is Respondent.

RESPONDENT'S MOTION TO DISMISS APPEAL

Respondent Beta Upsilon Chi Fraternity, Inc. a/k/a Beta Upsilon Chi, by and through its undersigned counsel and pursuant to Rule 240, SCACR, hereby moves to dismiss the appeal. This motion is made on the grounds that the appeal is interlocutory and thus the court lacks appellate jurisdiction. The appealed order is an Order Granting Defendant Beta Upsilon Chi Fraternity, Inc. Relief from Default, which does not fall under any exception enumerated in S.C. Code Ann. § 14-3-330. Cf. Dibble v. Schade, 308 S.C. 88, 93, 417 S.E.2d 104, 107 (Ct. App. 1992) (“An order granting a motion to set aside a default judgment is interlocutory and not immediately appealable.”).



BARNES/ALFORD

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