

The South Carolina Court of Appeals

Josue Pineda Orellana, Appellant,

v.

John Doe 1-10; Immaculate Reflections, Inc.; Banks Construction Company; Keller North America, Inc., f/k/a Hayward Banker, Inc.; Cooper River Concrete, LLC; Anchor Restoration Contractors, LLC; SC Steel, LLC f/k/a SMI-Owen Steel Company, Inc.; Enloe, Inc.; Ashley Steel, Inc.; Martin Murray Installation LLC; Low Country Case & Millwork, Inc.; Advanced Exterior Systems, LLC; R.W. Ford Company, Inc.; Therm-All, Inc.; Meritage Asset Management, Inc. d/b/a Century Glass; Lowcountry Doors & Hardware, Inc.; Commercial Interiors LLC; Bonitz Contracting Company, Inc.; Polished Concrete Professionals of America, Inc.; Summit Industrial Maintenance, Inc., d/b/a Summit Industrial Flooring; Vulcan Steel Structures, Inc.; All Steel Construction, Inc.; All Plumbing Company, LLC; Design Build Mechanical Corporation; Delta Industrial Electric Company, Defendants,

Of which Trident Construction, LLC is the Respondent.

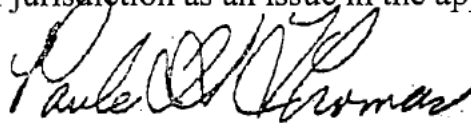
Appellate Case No. 2023-001118

ORDER

Appellant appeals from an order of the circuit court denying a motion to amend its pleadings and substitute Respondent for John Doe #1. Upon receiving the notice of appeal, this court requested a memorandum from Appellant regarding the appealability of the circuit court's order. After considering the memorandum, it appears the circuit court's order is subject to immediate appeal. However, this

order merely allows the appeal to proceed at this time and does not finally determine whether the underlying order is subject to immediate review.

Respondent filed a motion to dismiss this appeal due to a lack of jurisdiction, arguing Appellant did not serve its notice of appeal timely. After careful consideration, we deny Respondent's motion to dismiss. Nothing prevents Respondent from raising the question of jurisdiction as an issue in the appellate brief if desired.



FOR THE COURT

Columbia, South Carolina

cc:

Benjamin Adair Parker, Esquire

Jaan Gunnar Rannik, Esquire

Clinton Thomas Magill, Esquire

FILED
Nov 14 2023
