

The South Carolina Court of Appeals

Logan Saunders, Appellant,

v.

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

of which Beta Upsilon Chi Fraternity, Inc., a/k/a Beta
Upsilon Chi is the Respondent.

Appellate Case No. 2023-000788

ORDER

On November 21, 2023, we dismissed this appeal because Appellant failed to pay the required filing fee for the notice of appeal. On December 13, 2023, Appellant filed a motion to reinstate the appeal and a motion to file the motion to reinstate out of time.¹ Along with the filing of these motions, Appellant submitted the required filing fee for the notice of appeal. Respondent did not file a return. After careful consideration, we grant Appellant's motions. The appeal is reinstated.

Appellant also requested a briefing schedule. However, that request is premature because Respondent's motion to dismiss is pending. Should Appellant choose to file a return to the motion to dismiss, Appellant shall do so within ten days of the date of this order. Any reply to the return must be received within five days of the date of service of the return.

¹ See Rule 260(a), SCACR (After the issuance of a dismissal order for failure of an appellant to comply with the requirements of the appellate court rules, "[t]he clerk shall remit the case to the lower court . . . in accordance with Rule 221 unless a motion to reinstate the appeal has been actually received by the court within fifteen (15) days of filing the order of dismissal (the day of filing being excluded).")

32 2/11
FOR THE COURT

Columbia, South Carolina

cc:

Wesley D. Few, Esquire
Matthew A. Abee, Esquire
Tyler L. Walker, Esquire
Curtis W. Dowling, Esquire
Matthew G. Gerrald, Esquire

FILED
Jan 09 2024