

The South Carolina Court of Appeals

Tracey Lee Lunenburg, Respondent,

v.

Vincent J. Aiello, Jr, Atlantic Heritage Builders, Inc.,
Yuko Construction, Inc., d/b/a Advanced Roofing, Inc.,
Bismark Lara, Premium Stucco, and Shaw
Manufacturing's Wrought Iron Works, Inc, Defendants,

Vincent J. Aiello, Jr., and Atlantic Heritage Builders,
Inc., Third-Party Plaintiffs,

Palatial Homes, Inc., Palatial Homes, LLC, Palatial
Homes Design, LLC, and Palatial Building Group, LLC,
Third-Party Defendants,

Of whom Vincent J. Aiello, Jr. and Atlantic Heritage
Builders, Inc. are the Appellants.

Appellate Case No. 2020-001659

ORDER

After careful consideration, we dismiss the appeal because the order granting the motion to lift the stay is interlocutory and not immediately appealable. *See Carolina Water Serv. Inc. v. Lexington Cnty. Joint Mun. Water. & Sewer Comm'n*, 373 S.C. 96, 98, 644 S.E.2d 681, 682 (2007) (reversing this court's holding that an order lifting a stay was immediately appealable); *see also Edwards v. SunCom, Inc.*, 369 S.C. 91, 93, 631 S.E.2d 529, 530 (2006) (holding an order granting a stay was not immediately appealable). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules. Accordingly, the oral argument scheduled for October 11, 2023 is cancelled.

Paul W. Thomas

J.

U. K.

J.

John D. Besten

J.

Columbia, South Carolina
September 15, 2023

cc:
Jason Alan Daigle, Esquire
Nicholas James Rivera, Esquire
Thomas J. Finn, Esquire
Russell Grainger Hines, Esquire

FILED
Sep 15 2023