

# The South Carolina Court of Appeals

Sylvester Dublin, Jr., Appellant,

v.

Luther B. Hicks Logging, and Palmetto Timber Fund,  
Respondents.

Appellate Case No. 2012-213625

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## ORDER

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On May 30, 2013, this appeal was held in abeyance pending the supreme court's rehearing of *Bone v. U.S. Food Service*, 399 S.C. 566, 733 S.E.2d 200 (2012). The supreme court has now issued its decision. See *Bone v. U.S. Food Serv.*, \_\_\_ S.C. \_\_\_, 744 S.E.2d 552 (2013). Based upon that decision, we no longer hold this appeal in abeyance.

Furthermore, after careful consideration, this appeal is dismissed because the underlying order is not immediately appealable. *Bone*, \_\_\_ S.C. at \_\_\_, 744 S.E.2d at 562 (holding an order remanding the case to the commission was not a final judgment and thus was not immediately appealable).

  
FOR THE COURT

Columbia, South Carolina

cc:

Ronald J. Jebaily

Walter Hilton Barefoot

Carmelo Barone Sammataro

FILED  
2/9/13