



# The South Carolina Court of Appeals

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August 16, 2013

Mr. William Harrell Foster, III  
PO Box 10084  
Greenville SC 29603

Re: John Doe v. City of Duncan  
Appellate Case No. 2012-213499

Dear Counsel:

Pursuant to the enclosed order, Respondent must serve and file the initial brief and designation of matter no more than twenty (20) days from the date of this letter.

Very truly yours,

*V. Claire Allen, Deputy*

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cc: Gregg E. Meyers  
Charles Franklin Turner, Jr.  
Enclosure

# The South Carolina Court of Appeals

John Doe, Appellant,

v.

City of Duncan, Respondent.

Appellate Case No. 2012-213499

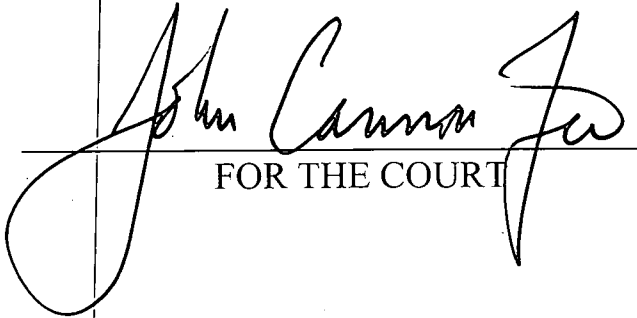
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## ORDER

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We deny Respondent's motion to dismiss. At this phase of the appeal, we interpret the trial court's statement about jurisdiction as a finding that Respondent was never served with a summons and complaint. The order making that finding is the type of order over which this court has jurisdiction pursuant to section 14-8-200 of the South Carolina Code (Supp. 2012).

This order is without prejudice to the parties to address the issue of jurisdiction in their briefs.

  
C.J.  
FOR THE COURT

Columbia, South Carolina

cc:

Gregg E. Meyers

Charles Franklin Turner, Jr.

William Harrell Foster, III

8/16/13 FILED