

The South Carolina Court of Appeals

Town of Six Mile, South Carolina, Respondent,

v.

Dan Ward, Appellant.

Appellate Case No. 2013-001628

ORDER

Appellant has appealed the circuit court's grant of summary judgment in favor of Respondent. The circuit court ordered Appellant to apply for a business license for his house-moving business and required him to "remove offending structures" from his land until he applies for and receives a business license from Respondent.¹

Appellant has filed a petition for supersedeas, requesting this court to supersede the circuit court's orders granting injunctive relief. Appellant claims he will suffer immediate and irreparable harm if this court does not grant supersedeas and allow Appellant to keep several houses on his property during the pendency of his appeal. Specifically, Appellant argues he will suffer financial and personal hardship in moving the houses from his property. After careful consideration, this court denies Appellant's petition for supersedeas. *See* Rule 241(c)(2), SCACR ("In determining whether an order [of supersedeas] should issue . . . the appellate court should consider whether such an order is necessary to preserve jurisdiction of the appeal or to prevent a contested issue from becoming moot.").

¹ In his petition for supersedeas, Appellant claims the circuit court's orders require him to remove not only houses, but also to demolish sheds having permanent foundations. However, this court notes the "offending structures" on Appellant's property are the houses, not the sheds, because Appellant does not currently have a business license to store the houses.

John Cannon Jew
FOR THE COURT

Columbia, South Carolina

cc: James S. Meggs
George Albert Taylor
Kenneth Roper

FILED
8/21/13