

The South Carolina Court of Appeals

Joseph & Lauren Jaco, Respondents,

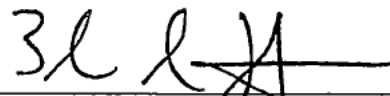
v.

J.N. Green & Associates, LLC; Big Blue Express, LLC;
and Joe N. Green, Appellants.

Appellate Case No. 2024-000679

ORDER

On January 8, 2024, the special referee issued a final order in favor of Respondents. On January 18, 2024, Appellants electronically filed and served a motion pursuant to Rule 59(e) of the South Carolina Rules of Civil Procedure. The following day, the clerk of court rejected Appellants' filing. Appellants did not re-submit their motion to the clerk of court for filing. On April 18, 2024, Appellants learned the special referee would not rule on their motion. Therefore, Appellants served their notice of appeal on April 24, 2024. On May 29, 2024, Respondents moved to dismiss this appeal as not timely served. Respondents argue that because Appellants' Rule 59(e) motion was not timely filed, the time for serving the notice of appeal was not tolled. Appellants did not file a return. After careful consideration, we deny Respondents' motion to dismiss without prejudice to the parties presenting argument on this matter in their briefs.



FOR THE COURT

Columbia, South Carolina

cc:
Adrienne LaVonne Turner, Esquire
Ian T. Duggan, Esquire

FILED
Sep 03 2024
