The South Carolina Court of Appeals

In the Matter of Jason Michael Boyle, Appellant.

Appellate Case No. 2024-001241

ORDER

On June 2, 2025, the State filed a motion to dismiss this appeal. On June 9, 2025, Appellant filed a motion to extend the time for filing a return to the motion to dismiss. On June 10, 2025, the State filed a return to the motion for an extension of time. On June 23, 2025, Appellant filed a reply to the State's return. After careful consideration, we grant Appellant's request for an extension of time and we accept the "supplemental motion in opposition to motion to dismiss" filed by Appellant on July 8, 2025, and returned filed by Appellant on July 24, 2025.

After careful consideration of the filings, we dismiss the appeal from the September 16, 2024, because it is not a final order. Although the circuit court found Appellant was in contempt of a prior order, the circuit court "refrain[ed] from issuing sanctions" and explained sanctions would be imposed at a later date. Because the order contemplates some further act which must be done prior to a determination of the rights of the parties, we find this order is interlocutory and not immediately appealable. *See Mid-State Distribs., Inc. v. Century Imps., Inc.*, 310 S.C. 330, 335, 426 S.E.2d 777, 780 (1993) ("If there is some further act which must be done by the court prior to a determination of the rights of the parties, then the order is interlocutory.").

We deny the State's motion to dismiss the appeal from the February 7, 2025 order. However, Respondent may present this argument in its initial brief, and Appellant may respond in his initial reply brief.

Finally, we deny Appellant's request for sanctions.

_____ J.
FOR THE COURT

Columbia, South Carolina

FILED
Aug 25 2025

cc:
Jason Michael Boyle
James W. Logan, Jr., Esquire
Andrew Douglas Powell, Esquire