



The South Carolina Court of Appeals

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October 30, 2025

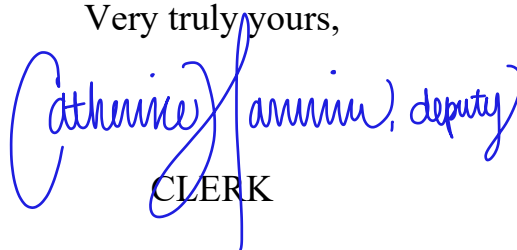
Mr. John Jacob Nixon, Esquire
4306 Halifax Road
Greensboro NC 27407

Re: Patricia Diehl v. Home Depot Store SW #1127
Appellate Case No. 2025-001344

Dear Counsel:

Enclosed is this Court's decision on your petition for rehearing. The time for serving and filing the appellant's initial brief and designation of matter will expire on December 2, 2025.

Very truly yours,


CLERK

cc: Kyle David McGann, Esquire

The South Carolina Court of Appeals

Patricia Diehl, Appellant,

v.

Home Depot Store SW #1127, Home Depot Management Company, LLC, HD Development of Maryland, Inc., Charles Hilliard, and Home Depot U.S.A., Inc., Respondents.

Appellate Case No. 2025-001344

ORDER

On July 31, 2025, this court dismissed this appeal because Appellant failed to provide timely service of the notice of appeal. On August 14, 2025, Appellant filed a petition for rehearing, stating she timely served Respondents using the circuit court's electronic filing system. After careful consideration, we grant Appellant's petition for rehearing and reinstate the appeal. *See* Rule 203(b), SCACR ("A notice of appeal shall be served on all respondents within thirty (30) days after receipt of written notice of entry of the order or judgment."); Rule 262(c)(3), SCACR (allowing for service upon a party's attorney by "[s]erving a copy on the person by electronic means in a manner provided by order of the Supreme Court of South Carolina"); *RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended April 24, 2024)*, No. 2020-000447 (S.C. Sup. Ct. Order dated Apr. 24, 2024) (Howard Adv. Sh. No. 15) (detailing electronic methods of service for appeals, which include the use of the circuit court's e-filing system); *Eberly v. Advanced Flooring & Design Div. of ISI, LLC*, 442 S.C. 656, 659-60, 901 S.E.2d 273, 275 (2024) (acknowledging confusion in the rules and orders over whether service by NEF meets the requirements for serving a notice of appeal, resolving the confusion by issuing an amended order allowing for service of a notice of appeal by NEF, and reversing an order dismissing an appeal due to the lack of "appropriate guidance with respect to this issue at the time of the service of th[e] notice of appeal").



J.

FOR THE COURT

Columbia, South Carolina

cc:

John Jacob Nixon, Esquire

Kyle David McGann, Esquire

FILED
Oct 30 2025
