

The South Carolina Court of Appeals

Diana Janura f/k/a Diana Bright, Appellant,

v.

Craig Bright, Respondent.

Appellate Case No. 2025-002577

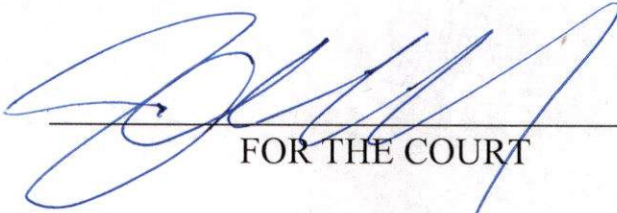
ORDER

On December 22, 2025, Appellant filed her notice of appeal. On January 5, 2026, the court requested a memoranda addressing the issue of appealability.¹ On January 15, 2026, Appellant filed a memorandum of law regarding appealability.² Prior to filing her December 22, 2025 notice of appeal, Appellant filed a motion to alter or amend the appealed December 22, 2025 orders pursuant to Rules 52(b) and 59(e), SCRCP. Appellant did not receive a ruling on her December 22, 2025 motion prior to filing her notice of appeal. We dismiss this case without prejudice as premature and remand for a ruling on Appellant's December 22, 2025 motion. *See Elam v. S.C. Dep't of Transp.*, 361 S.C. 9, 15, 602 S.E.2d 772, 775 (2004) ("A timely post-trial motion, including a motion to alter or amend the judgment

¹ On January 15, 2026, Appellant filed an amended notice of appeal to remove the inclusion of a December 22, 2025 order, that granted Respondent's motion for release of the matter to the general docket, from her appeal. Therefore, the only order remaining on appeal is the December 22, 2025 order denying Appellant's Motion to Strike Respondent's Answer and Counterclaims and Motion to Compel (filed on 11/25/24), granting Respondent's Motion for Reconsideration of Order Regarding Warrant of Attachment (filed on 10/28/24) and Second Motion for Reconsider Order Regarding Warrant of Attachment (filed on 12/19/24), and dissolving the warrant of attachment.

² We decline to consider Respondent's January 27, 2026 filing titled "Respondent's return to Appellant's memorandum of law regarding appealability of orders" as the court requested Appellant brief appealability and Respondent's January 27, 2026 filing is a return, not a motion.

pursuant to Rule 59(e), SCRPC, stays the time for an appeal for all parties until receipt of written notice of entry of the order granting or denying such motion."); *Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986) (holding that when a timely post-trial motion is pending before the lower court, any notice of appeal will be dismissed without prejudice as premature).³



FOR THE COURT

Columbia, South Carolina

cc:

Bess Jones DuRant, Esquire
Thornwell F. Sowell, III, Esquire
M. Dawes Cooke, Jr., Esquire
Justin Paul Novak, Esquire
Jessica Wilds Stratta, Esquire

FILED
Mar 23 2026

³ This order does not address any additional appealability matters in this case.