

The South Carolina Court of Appeals

Assistive Technology Medical Equipment Services, Inc.,
Respondent,

v.

Hood & Selander, CPAs, LLC, Donna C. Cash, as
Personal Representative of the Estate of Dorothy A.
Connelly, W.E. applegate, III as Personal Representative
of James B. Connelly, Kimberly Cuce, and Phillip
DeClemente, Defendants,

Of Whom Phillip DeClemente is the Appellant.

Appellate Case No. 2014-001213

ORDER

This is an appeal from the circuit court's order that purports to enter a default "judgment" against Appellant. The order also denied the Appellant relief from default under Rule 55(c), SCRPC. Respondent filed a motion to dismiss, asserting the circuit court's order is not immediately appealable. Because the circuit court has not yet made an award of damages, whatever "judgment" was entered was not final. Therefore the circuit court's order is not immediately appealable. *See* S.C. Code Ann. § 14-3-330 (1977 & Supp. 2013). Respondent's motion to dismiss is granted.


FOR THE COURT

Columbia, South Carolina

FILED
10/17/14

cc: James Emerson Smith, Jr., Esquire
Cameron Lee Marshall, Esquire
Blake Alexander Hewitt, Esquire
John S. Nichols, Esquire