

# The South Carolina Court of Appeals

Cheyenne Burrell and Richard Burrell, Respondents,

v.

Capital Growth Corporation d/b/a CGC Management  
Company and Fairhill, Ltd. d/b/a Fairhill Ltd., L.P.,  
Appellants.

Appellate Case No. 2014-002080

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## ORDER

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After careful consideration of the parties' filings, Respondents' motion to dismiss is granted because the underlying orders on appeal are not immediately appealable. *See Jefferson v. Gene's Used Cars, Inc.*, 295 S.C. 317, 368 S.E.2d 456 (1988) (recognizing that the grant or denial of a Rule 55(c), SCRCP, motion to set aside an entry of default is not directly appealable); *Breland v. Love Chevrolet Olds, Inc.*, 339 S.C. 89, 93, 529 S.E.2d 11, 13 (2000) (stating the denial of a Rule 12(b), SCRCP, motion to dismiss is not immediately appealable); *id.* at 95, 529 S.E.2d at 14 (holding the fact that an appellate court may have decided an appeal of a particular kind of order on the merits is not dispositive of whether the order is appealable when the issue of appealability was not raised).

  
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FOR THE COURT

Columbia, South Carolina

cc: Curtis W. Dowling, Esquire  
Matthew Gregory Gerrald, Esquire  
William Ashley Jordan, Jr., Esquire

