



The South Carolina Court of Appeals

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March 09, 2015

The Honorable M. Hope Blackley
PO Box 3483
Spartanburg SC 29304-3483

REMITTITUR

Re: Spartanburg Buddhist v. Ron Ork
Lower Court Case No. 2014CP4201622
Appellate Case No. 2015-000285

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Thomas Alexander Belenchia, Esquire
Thomas Camden Shealy, Esquire
Scott Franklin Talley, Esquire
Shannon Metz Phillips, Esquire

The South Carolina Court of Appeals

Spartanburg Buddhist Center of South Carolina,
Respondent,

v.

Ron Ork and Luke Dong, Appellants.

Ron Ork and Luke Dong, Third Party Plaintiffs,

v.

Chivin Sun, Robert Pek, Sakhan Sok, Sambo Khieav,
Sophay Pres, and Tommy Ong, Third Party Defendants.


Appellate Case No. 2015-000285

ORDER

Appellants have filed a notice of appeal from an order of contempt and have indicated their Motion to Alter or Amend the Judgment pursuant to Rule 59, SCRPC has not yet been ruled upon by the circuit court. After careful consideration, this appeal is dismissed without prejudice. *See Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986) ("[I]n the event timely post-trial motions are filed under Rule 59, simultaneously with or subsequent to the filing of a Notice of Appeal, the appellant shall notify the Clerk of . . . Court in writing. Upon receipt of such notice, the appeal shall be dismissed without prejudice. Any party can appeal within ten (10) days after the order disposing of the post-trial motions. A second filing fee will not be collected from a party who previously appealed."). Appellants may petition the circuit court for supersedeas pursuant to Rule 241(d)(1), SCACR.


FOR THE COURT

FILED

2/19/15 

Columbia, South Carolina

cc:

Thomas Alexander Belenchia, Esquire

Thomas Camden Shealy, Esquire

Scott Franklin Talley, Esquire

Shannon Metz Phillips, Esquire