

# The South Carolina Court of Appeals

Thomas Contreras, Appellant,

v.

St. John's Fire District, Employer, and State Accident  
Fund, Carrier, Respondents.

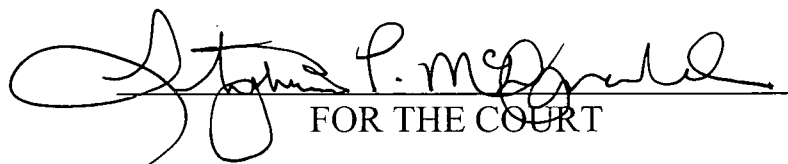
Appellate Case No. 2014-001217

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## ORDER

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Respondents have filed a motion to dismiss, alleging the order of the appellate panel of the South Carolina Workers' Compensation Commission is not a final decision and not immediately appealable. After careful consideration, we dismiss Appellant's appeal. See S.C. Code Ann. § 1-23-380 (Supp. 2014) (limiting appeals of the commission to those from a "final decision"); *Price v. Peachtree Elec. Servs., Inc.*, 405 S.C. 455, 457, 748 S.E.2d 229, 230 (2013) ("An agency decision that does not decide the merits of a contested case is not a final agency decision subject to judicial review."); *Bone v. U.S. Food Serv.*, 404 S.C. 67, 73, 744 S.E.2d 552, 556 (2013) (same); see also *Charlotte-Mecklenburg Hosp. Auth. v. S.C. Dep't of Health & Envtl. Control*, 387 S.C. 265, 692 S.E.2d 894 (2010) (reiterating that appeals from administrative agencies may be sought only from final decisions, explaining the general appealability statute, section 14-3-330 of the South Carolina Code (1976 & Supp. 2014), does not apply to appeals from administrative agencies, and overruling this court's opinion in *Canteen v. McLeod Regional Medical Center*, 384 S.C. 617, 682 S.E.2d 504 (Ct. App. 2009), to the extent it relied on section 14-3-330 to permit the appeal of interlocutory orders of the administrative law court or an administrative agency).

  
FOR THE COURT

**FILED**

4/3/15

Columbia, South Carolina

cc:

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Margaret Mary Urbanic, Esquire

Ellen H. Goodwin, Esquire

Stephen Benjamin Samuels, Esquire