

# The South Carolina Court of Appeals

Elliott Barber, Employee, Appellant,

v.

Candies Construction Co., LLC., Employer, and Granite State Insurance Co., Carrier, and Custom Coated Components, LLC, Uninsured Employer, and the South Carolina Uninsured Employers' Fund, Respondents.

Appellate Case No. 2014-002289

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## ORDER

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This appeal is from an order of the Appellate Panel of the South Carolina Workers' Compensation Commission remanding the case to the single commissioner for a hearing de novo. Respondents have filed a motion to dismiss the appeal, alleging the order is not immediately appealable. Because the order is not a final decision, it is not immediately appealable. See S.C. Code Ann. § 1-23-380 (Supp. 2014) ("A party who has exhausted all administrative remedies available within the agency and who is aggrieved by a final decision in a contested case is entitled to judicial review . . . ."); *Price v. Peachtree Elec. Servs., Inc.*, 405 S.C. 455, 457, 748 S.E.2d 229, 230 (2013) (holding an order from the Appellate Panel of the Workers' Compensation Commission remanding the case to the single commissioner for further determination of benefits was not immediately appealable). Because the order is not immediately appealable, we dismiss the appeal.

  
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FOR THE COURT

Columbia, South Carolina

**FILED**  
7/1/15

cc: Ryan Thomas LeBlanc, Esquire  
Lisa C. Glover, Esquire  
Ashley Ryon Kirkham, Esquire  
Christian Stegmaier, Esquire  
Amy Lynn Neuschafer, Esquire