



The Supreme Court of South Carolina

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August 5, 2015

The Honorable Rhonda Dale McElveen
Clerk of Court, Barnwell Conty
PO Box 723
Barnwell SC 29812-0723

REMITTITUR

Re: Junelle Bryant v. Samuel C. Freeman
Lower Court Case No. 2014-CP-06-00244
Appellate Case No. 2015-001525

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,

CHIEF DEPUTY CLERK

cc:

Martha M. Rivers (Davisson), Esquire

Mr. Samuel Freeman

The Honorable James Martin Harvey, Jr.

The Supreme Court of South Carolina

Junelle Bryant, Respondent,

v.

Samuel C. Freeman, Appellant.

Appellate Case No. 2015-001525

Lower Court Case No. 2014CP0600244

ORDER

By order dated May 27, 2015, the circuit court granted judgment in favor of the respondent. This order found that appellant was in default because he did not file a responsive pleading. Further, the order reflects that appellant was not present for the hearing giving rise to this order.

Appellant has now filed a notice of appeal from the May 27, 2015, order. The notice of appeal is dismissed for three reasons.

First, appellant has failed to provide a proof of service showing that the notice of appeal has been served on opposing counsel as required by Rule 203(d)(1)(B)(i) of the South Carolina Appellate Court Rules (SCACR).¹

Second, appellant has failed to pay the filing fee required by Rule 203(d)(1)(B)(iii), SCACR.

¹ A copy of the SCACR is available at www.sccourts.org/courtreg.

Third, based on his default in both pleading and appearance, appellant cannot appeal the order of May 27, 2015. *Winesett v. Winesett*, 287 S.C. 332, 338 S.E.2d 340 (1985); *Belue v. Belue*, 276 S.C. 120, 276 S.E.2d 295 (1981).

Accordingly, this appeal is dismissed. The remittitur will be sent as provided by Rule 221, SCACR.



C.J.
FOR THE COURT

Columbia, South Carolina
July 20, 2015

cc: Martha M. Rivers (Davisson), Esquire
Mr. Samuel Freeman