

# The South Carolina Court of Appeals

Theodore Stradford, Appellant,

v.

Wood Resources, LLC, Employer, and National Union  
Fire Insurance Company of Pittsburgh, PA c/o Chartis  
Claims, Inc., Carrier, Respondents.

Appellate Case No. 2012-211925

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## ORDER

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Appellant filed a Notice of Appeal from an order of the Appellate Panel of the South Carolina Workers' Compensation Commission, affirming as amended the denial of Appellant's benefits and remanding the matter to the single commissioner for a de novo hearing regarding the issues of reasonable excuse and undue prejudice and the entry of specific factual findings and legal conclusions on those issues. Respondents have filed a motion to dismiss, contending the underlying order on appeal is not immediately appealable. After careful consideration, Respondents' motion to dismiss is granted because the underlying order on appeal, which remands the matter to the single commissioner for a de novo hearing and for the entry of specific factual findings and legal conclusions, is not immediately appealable. *See Bone v. US Food Service*, Op. No. 27153 (S.C. Sup. Ct. Filed Aug. 1, 2012) (Shearouse Adv. Sh. No. 26 at 113).

  
FOR THE COURT

Columbia, South Carolina

**FILED**

8/30/12 *AS*

cc:

Andrew Nathan Safran

Francis G. Delleney, Jr.

James H. Lichy