

The South Carolina Court of Appeals

Rest Assured, LLC, Respondent,

v.

South Carolina Department of Employment and
Workforce, Appellant.

Appellate Case No. 2012-212462

ORDER

Appellant filed a Notice of Appeal from an order of the Court of Common Pleas denying Appellant's motion to dismiss and granting Respondent's motion to transfer. Specifically, the court found the Administrative Law Court, rather than the Court of Common Pleas, was the proper jurisdiction for the appeal and transferred the case to the Administrative Law Court pursuant to Rule 204 of the South Carolina Appellate Court Rules. Respondent has filed a motion to dismiss this appeal, contending the underlying order is not immediately appealable. Appellant filed a return and a motion to consolidate this appeal with another appeal from a previous order of the Administrative Law Court involving the same case. Because the order transferring the appeal from the Court of Common Pleas to the Administrative Law Court is not a final order and thus not immediately appealable, Respondent's motion to dismiss is granted. Furthermore, because this appeal is dismissed, Appellant's motion to consolidate is denied.


FOR THE COURT

Columbia, South Carolina

FILED

9/5/12 AS

cc:

Debra Sherman Tedeschi

Thornwell F. Sowell, III

David Cochran Dick, Jr.