

# The South Carolina Court of Appeals

Chemgard, Inc., Respondent,

v.

Darrell Keith Haynes and Chem-Tek, LLC, Appellants.

Appellate Case No. 2015-001973

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## ORDER

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Respondent has filed a motion to dismiss, asserting the notice of appeal was not timely served because Appellants' motion to reconsider the circuit court's order did not toll the time for filing the notice of appeal. Appellants have filed a return opposing the motion. Respondent's motion is denied. *See* Rule 203(b)(1) ("When a timely motion . . . to alter or amend the judgment (Rules 52 and 59, SCRPC) . . . has been made, the time for appeal for all parties shall be stayed and shall run from receipt of written notice of entry of the order granting or denying such motion.").

  
FOR THE COURT

Columbia, South Carolina

cc: James H. Cassidy, Esquire  
Joseph Owen Smith, Esquire  
W. Andrew Arnold, Esquire  
Jeremy Randall Summerlin, Esquire

**FILED**  
12/4/15