

The South Carolina Court of Appeals

Concerned Riverchase Estate Owners, Andrew Dodd,
Heather Dodd, and Charles Ratay, Respondents,

v.

Riverchase Estates Property Owners Association, Inc;
LGI Land SC, LLC; LGI Holdings, LLC; LGI
Development, Inc.; and Lexon Insurance Company, Inc.,
Appellants.

AND

Concerned Riverchase Estate Owners, Clark, Perry,
Elder, and White, Respondents,

v.

Riverchase Estates Property Owners Association., Inc.;
Woodforest Bank, N.A.; LGI Land SC, LLC; and LGI
Holdings, LLC; LGI Development, Inc.; and Lexon
Insurance Company, Inc., Defendants,

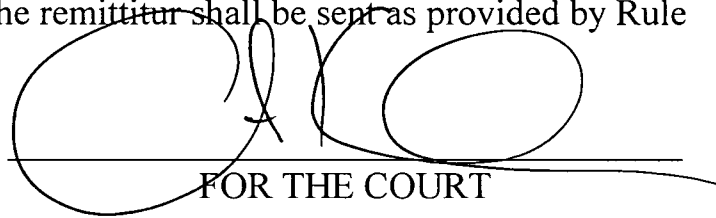
Of whom Riverchase Estates Property Owners
Association., Inc.; LGI Land SC, LLC; and LGI
Holdings, LLC; LGI Development, Inc.; and Lexon
Insurance Company, Inc., are the Appellants.

Appellate Case No. 2015-000193

ORDER

Respondents have filed a motion to dismiss, asserting (1) the underlying order compelling arbitration in South Carolina is not immediately appealable and (2)

Appellants are not aggrieved because they requested the relief that was granted. Appellants have filed a return opposing the motion, and Respondents have filed a reply. After consideration, the motion is granted. In their motion to reconsider, Appellants requested arbitration in South Carolina as alternative relief; thus, Appellants are not an aggrieved party. Further, the order compelling arbitration is not an appealable order under section 15-48-200 of the South Carolina Code (2005). See *Toler's Cover Homeowners Ass'n, Inc. v. Trident Const. Co., Inc.*, 355 S.C. 605, 611, 586 S.E.2d 581, 584-85 (2003) (holding the Federal Arbitration Act does not preempt the "state procedural rule that an order compelling arbitration is not immediately appealable"). The remittitur shall be sent as provided by Rule 221(b), SCACR.


FOR THE COURT

Columbia, South Carolina

cc: William Mark White, Esquire
W. Chaplin Spencer, Jr., Esquire
J. Cameron Halford, Esquire
Leland B. Greeley, Esquire

FILED
12/10/15