



# The South Carolina Court of Appeals

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February 23, 2016

The Honorable Jeanette W. McBride  
PO Box 2766  
Columbia SC 29202-2766

## REMITTITUR

Re: Bank of America v. Duce Staley  
Lower Court Case No. 2011CP4008074  
Appellate Case No. 2014-000140

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,

*V. Claire Allen, Deputy*

CLERK

Enclosure

cc: Willie Zimmerman  
Jason David Wyman, Esquire  
Erica Greer Lybrand, Esquire

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

Bank of America, N.A., Respondent,

v.

Duce Staley, Felicia Woods a/k/a Felicia B. Woods,  
SCBT, N.A., South Carolina Department of Revenue,  
Palmetto Health, Manheim Automotive Financial  
Services, Inc., and Spring Valley Homeowners'  
Association, Defendants,

And Willie Zimmerman, Third-Party Participant,  
Appellant.

Appellate Case No. 2014-000140

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Appeal From Richland County  
Joseph M. Strickland, Master-in-Equity

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Unpublished Opinion No. 2015-UP-444  
Submitted August 1, 2015 – Filed August 26, 2015

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**AFFIRMED**

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Willie Zimmerman, pro se, of Irmo.

Erica Greer Lybrand and Jason David Wyman, both of  
Rogers Townsend & Thomas, PC, of Columbia, for  
Respondent.

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**PER CURIAM:** Willie Zimmerman appeals the master-in-equity's order vacating a foreclosure sale. On appeal, Zimmerman argues the master erred in vacating the sale because (1) Zimmerman did not contribute to Bank of America's mistake and (2) the sale did not involve an inadequate price so gross as to shock the conscience or other circumstances warranting interference by the court. We affirm pursuant to Rule 220(b), SCACR, and the following authorities:

As to Issue 1: *Shirley's Iron Works, Inc. v. City of Union*, 403 S.C. 560, 573, 743 S.E.2d 778, 785 (2013) ("An unappealed ruling is the law of the case and requires affirmance.").

As to Issue 2: *Wilder Corp. v. Wilke*, 330 S.C. 71, 76, 497 S.E.2d 731, 733 (1998) ("It is axiomatic that an issue . . . must have been raised to and ruled upon by the [circuit court] to be preserved for appellate review.").

**AFFIRMED.**<sup>1</sup>

**SHORT, KONDUROS, and MCDONALD, JJ., concur.**

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<sup>1</sup> We decide this case without oral argument pursuant to Rule 215, SCACR.