



# The South Carolina Court of Appeals

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June 03, 2016

The Honorable Julie J. Armstrong  
100 Broad St Ste 106  
Charleston SC 29401-2210

## REMITTITUR

Re: Charleston County v. Clemson University  
Lower Court Case No. 2010CP1010495, 2012CP1005093  
Appellate Case No. 2016-000426

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: Keith M. Babcock, Esquire  
Karen Blair Manning, Esquire  
Derek Farrell Dean, Esquire

Stephen A. Spitz, Esquire  
Abigail Budd Walsh, Esquire  
Newman Jackson Smith, Esquire  
Ariail Elizabeth King, Esquire  
Wendy Wilkie Parker, Esquire

# The South Carolina Court of Appeals

Charleston County School District, Plaintiff,

v.

Clemson University and City of North Charleston,  
Defendants,

Project: Intermodal Container Transfer Facility  
Tract: 11

South Carolina Department of Commerce, Division of  
Public Railways, Condemnor,

v.

Clemson University, Landowner,

and

Charleston Naval Complex Redevelopment Authority,  
City of North Charleston, Commissioners of Public  
Works for the City of Charleston, North Charleston  
Sewer District, BellSouth Telecommunications, Inc.,  
Business Telecom, Incorporated, South Carolina Electric  
& Gas Company and Charleston County School District,  
Other Condemnees,

Of which Clemson University and South Carolina  
Department of Commerce, Division of Public Railways  
are the Appellants,

and Charleston County School District is the Respondent.

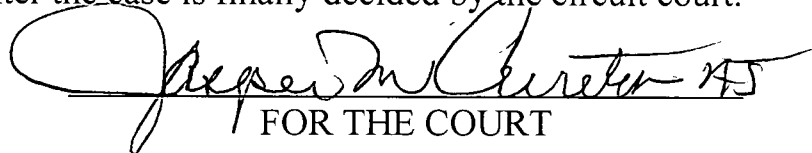
Appellate Case No. 2016-000426

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ORDER

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Respondent's motion to dismiss this appeal is granted because the special referee's order is not immediately appealable pursuant to section 14-3-330 of the South Carolina Code (1976). Nothing prevents Appellants from appealing the special referee's order to this court after the case is finally decided by the circuit court.

  
FOR THE COURT

Columbia, South Carolina

cc:

Keith M. Babcock, Esquire  
Karen Blair Manning, Esquire  
Derek Farrell Dean, Esquire  
Stephen A. Spitz, Esquire  
Abigail Budd Walsh, Esquire  
Newman Jackson Smith, Esquire  
Ariail Elizabeth King, Esquire  
Wendy Wilkie Parker, Esquire

**FILED**  
5/13/16 