

The South Carolina Court of Appeals

Ted A. Nettles and Janell B. Nettles, Appellants,

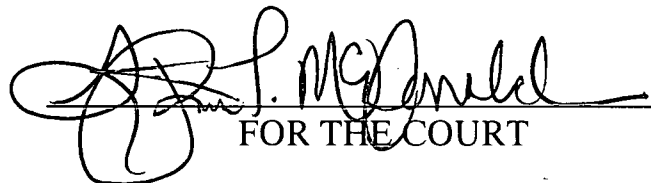
v.

Sylvester Guess Drew, Jr., Debra Drew and Colleton
County, Respondents.

Appellate Case No. 2016-000477

ORDER

Respondents filed a motion to dismiss this appeal, arguing Appellants failed to serve the notice of appeal within the time required by Rule 203(b), SCACR. Specifically, Respondents contend the circuit court's Form 4 order denying reconsideration was mailed to Appellants on November 24, 2015, but Appellants failed to serve their notice of appeal until March 2016. Appellants' counsel asserts he did not receive a copy of the order until February 23, 2016. Additionally, Appellants' counsel has filed a motion to supplement the record with an affidavit attesting that he was unaware of the order until February 2016. After careful review, we grant Appellants' motion to supplement the record and deny Respondents' motion to dismiss.


FOR THE COURT

Columbia, South Carolina

FILED

cc: Thomas C. Nelson, Esquire
A. Parker Barnes, Jr., Esquire
Ernest Mitchell Griffith, Esquire

June 7, 2016

David M. Swanson, Esquire
Pierce Talmadge MacLennan, Esquire