

# The South Carolina Court of Appeals

Federal National Mortgage Association, Respondent,

v.

John D. Dalen, Julie A. Dalen and Wawtockace Hills  
Property Owners Association, Defendants,

Of whom John D. Dalen is the Appellant.

And

John D. Dalen and Julie A. Dalen, Counterclaim  
Plaintiffs,

Of whom John D. Dalen is the Appellant,

v.

Bank of America, N.A., successor by merger to BAC  
Home Loans Servicing, L.P. f/k/a Countrywide Home  
Loans Servicing, L.P., Respondent.

Appellate Case No. 2016-002291

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## ORDER

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This appeal arises out of an order of the circuit court denying the appellant's motion to dismiss for lack of subject matter jurisdiction. The denial of a motion to dismiss for lack of subject matter jurisdiction is not immediately appealable. *Deskens v. Boltin*, 319 S.C. 356, 357, 461 S.E.2d 395, 396 (1995). Accordingly, this appeal is dismissed. Remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

  
FOR THE COURT

Columbia, South Carolina

**FILED**

November 18, 2016

cc:

John D. Dalen

Brian A. Calub, Esquire

Charles Stuart Gwynne, Jr., Esquire