



# The South Carolina Court of Appeals

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April 07, 2017

The Honorable Christy M. Gray  
PO Box 295  
Marion SC 29571

## REMITTITUR

Re: Anderson Brothers Bank v. Dazarhea Monique Parson(2)  
Lower Court Case No. 2013CP3300306  
Appellate Case No. 2015-002230

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: Dazarhea Monique Parson  
Arnold Tyrone Parson, Jr.  
Suzanne G. Grigg, Esquire  
Kirsten Elena Small, Esquire

# The South Carolina Court of Appeals

Anderson Brothers Bank, Respondent,

v.

Dazarhea Monique Parson, a/k/a Dazarea D. Parson,  
a/k/a Dazarhea Monique Daniels Parson, A. Tyrone  
Parson, Jr. a/k/a Arnold Tyrone Parson, Jr., South  
Carolina Department of Revenue and South Carolina  
Department of Motor Vehicles, Defendants,

Of whom Dazarhea Monique Parson, a/k/a Dazarea D.  
Parson, a/k/a Dazarhea Monique Daniels Parson and A.  
Tyrone Parson, Jr. a/k/a Arnold Tyrone Parson, Jr. are the  
Appellants.

Anderson Brothers Bank, Respondent,

v.

Dazarhea Monique Parson, a/k/a Dazarea D. Parson,  
a/k/a Dazarhea Monique Daniels Parson, A. Tyrone  
Parson, Jr. a/k/a Arnold Tyrone Parson, Jr., Appellants.

Appellate Case No. 2016-001441

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ORDER

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Based on the vote of the Court, the petition for a writ of certiorari is denied.

FOR THE COURT

BY 

**RECEIVED**

APR 04 2017

SC Court of Appeals

March 24, 2017

Columbia, South Carolina

CLERK

cc:

The Honorable Jenny Abbott Kitchings

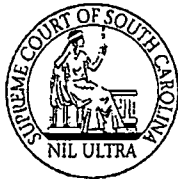
Dazarhea Monique Parson

Arnold Tyrone Parson, Jr.

Suzanne G. Grigg, Esquire

Kirsten Elena Small, Esquire

The Honorable Christy M. Gray



**RECEIVED**

APR 03 2017

The Supreme Court of South Carolina **SC Court of Appeals**

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March 30, 2017

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Mr. Arnold Tyrone Parson, Jr.  
311 N. Congden St.  
Georgetown SC 29440

Ms. Dazarhea Monique Parson  
311 N Congden St.  
Georgetown SC 29440

Re: Anderson Brothers Bank v. Dazarhea Monique Parson(2)  
Appellate Case No. 2016-001441

Dear Counsel:

Please find enclosed amended order in the above-referenced case. A correction was made to reflect this Court's appellate case number.

Very truly yours,

*Daniel E. Shearouse*  
65

CLERK

cc: Jenny Abbott Kitchings, Esquire  
The Honorable Christy M. Gray

# The South Carolina Court of Appeals

Anderson Brothers Bank, Respondent,

v.

Dazarhea Monique Parson, a/k/a Dazarea D. Parson,  
a/k/a Dazarhea Monique Daniels Parson; A. Tyrone  
Parson, Jr., a/k/a Arnold Tyrone Parson, Jr.; South  
Carolina Department of Revenue; and South Carolina  
Department of Motor Vehicles, Defendants,

Of whom Dazarhea Monique Parson, a/k/a Dazarea D.  
Parson, a/k/a Dazarhea Monique Daniels Parson and A.  
Tyrone Parson, Jr., a/k/a Arnold Tyrone Parson, Jr. are  
the Appellants.

Anderson Brothers Bank, Respondent,

v.

Dazarhea Monique Parson, a/k/a Dazarea D. Parson,  
a/k/a Dazarhea Monique Daniels Parson; A. Tyrone  
Parson, Jr., a/k/a Arnold Tyrone Parson, Jr., Appellants.

Appellate Case No. 2015-002230

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## ORDER

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In August 2013, Appellants appealed an order and judgment of foreclosure and sale in civil case 2013-CP-33-306 to this court. That appeal was dismissed,<sup>1</sup> and the remittitur was sent on May 13, 2015. Appellants now appeal a writ of assistance from the same civil action. However, because Appellants' prior appeal

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<sup>1</sup> See *Anderson Bros. Bank v. Parson*, S.C. Ct. App. Order dated Dec. 18, 2014.

has ended and Appellants no longer reside at the subject property, the parties' rights as to the property are settled and this court is unable to alter them. As a result, any judgment by this court in the current appeal would not offer Appellants practical relief, and this appeal is moot. *See Mathis v. S.C. State Highway Dep't*, 260 S.C. 344, 346, 195 S.E.2d 713, 715 (1973) ("A case becomes moot when judgment, if rendered, will have no practical legal effect upon existing controversy. This is true when some event occurs making it impossible for reviewing Court to grant effectual relief."). Accordingly, the appeal is dismissed. *See Byrd v. Irmo High Sch.*, 321 S.C. 426, 430, 468 S.E.2d 861, 864 (1996) ("Before any action can be maintained, there must exist a justiciable controversy."); *id.* at 431, 468 S.E.2d at 864 ("This Court will not pass on moot and academic questions or make an adjudication where there remains no actual controversy."). The remittitur will be sent as provided by Rule 221(b), SCACR.<sup>2</sup>

  
FOR THE COURT

Columbia, South Carolina

cc: Dazarhea Monique Parson  
Arnold Tyrone Parson, Jr.  
Suzanne G. Grigg, Esquire

**FILED**  
1/13/16

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<sup>2</sup> Appellants have filed a motion to file their transcript out of time and a motion for leave to file a Rule 60(b), SCRCP, motion with the circuit court. Because this appeal is dismissed, we decline to rule on the motions.