

The South Carolina Court of Appeals

Anthony J. Belo, Employee, Claimant, Appellant,

v.

Aiken County, Employer, Respondent.

Appellate Case No. 2017-001491

ORDER

This appeal is dismissed because the order denying Appellant's motion to allow additional or newly discovered evidence is not immediately appealable. *See* S.C. Code Ann. §1-23-380 (Supp. 2016) (providing "[a] party who has exhausted all administrative remedies available within the agency and who is aggrieved by a final decision in a contested case is entitled to judicial review" and explaining that interlocutory rulings are only subject to immediate judicial review when "review of the final agency decision would not provide an adequate remedy"); S.C. Code Ann. §1-23-390 (Supp. 2016) ("An aggrieved party may obtain a review of a *final judgment* of the circuit court or the court of appeals pursuant to this article by taking an appeal in the manner provided by the South Carolina Appellate Court Rules as in other civil cases (emphasis added)). Here, the Commission's order denying Appellant's motion to allow additional evidence is not a final order. Further, Appellant has an adequate remedy in that he can raise any issues arising from this interlocutory order if he appeals the Commission's final decision in this case. The remittitur will be sent as provided in Rule 221, SCACR.


FOR THE COURT

Columbia, South Carolina

FILED

August 8, 2017

cc:

Robert Fredrick Goings, Esquire

Clarke W. McCants, III, Esquire

Amy Bracy