

**STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT**

Wayne's Automotive Center, Inc.,)
)
Petitioner,)
)
vs.)
)
South Carolina Department of Public)
Safety,)
)
Respondent.)
_____)

Docket No.: 16-ALJ-30-0410-CC

**ORDER GRANTING PETITION FOR
SUPERSEDEAS**

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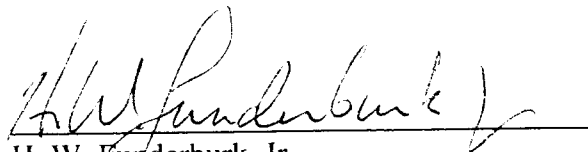
SC Court of Appeals

This matter is before the Administrative Law Court ("ALC" or "Court") pursuant to a Petition for Supersedeas filed December 13, 2017, by Wayne's Automotive Center, Inc., ("Petitioner").¹ Respondent conditions its agreement to the Petition for Supersedeas on Petitioner's compliance with 2 S.C. Code Regs R. 38-600 (2011). However, such noncompliance could only be determined by events outside of this case.

The Court grants the Petition for Supersedeas without imposing the conditions requested by Respondent. Any violations of Regulation R. 38-600 would have to occur in conjunction with subsequent provisions of service, hence would be outside the scope of this appeal.

Therefore, **IT IS HEREBY ORDERED** that Petitioner's Petition for Supersedeas is **GRANTED**. **AND IT IS SO ORDERED.**

December 28, 2017
Columbia, South Carolina



H. W. Funderburk, Jr.
Administrative Law Judge

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SC ADMIN. LAW COURT

¹ The Court's Order in this case has been appealed by Petitioner and cross-appealed by Respondent to the Court of Appeals. The Court of Appeals, in response to Petitioner's request for a stay, granted a temporary stay to allow the Petitioner the opportunity to seek a supersedeas from the ALC.

CERTIFICATE OF SERVICE

I, Julia M. Miller, hereby certify that I have this date served this Order upon all parties to this cause by depositing a copy hereof, in the United States mail, postage paid, in the Interagency Mail Service, or by electronic mail to the address provided by the party(ies) and/or their attorney(s).

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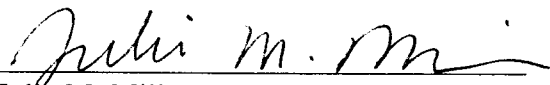
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SC Court of Appeals

December 28, 2017
Columbia, S.C.


Julia M. Miller
Judicial Law Clerk

FILED

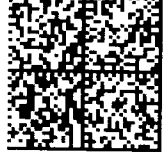
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SC ADMIN. LAW COURT

STATE ADMINISTRATIVE LAW COURT

Administrative Law Court
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South Carolina Court of Appeals
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