



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 05, 2013

Mr. Thomas Elihue Dudley, III
704 E. McBee Ave.
Greenville SC 29601

Mr. Thomas Jefferson Goodwyn, Jr.
2519 Devine St.
Suite A
Columbia SC 29205

Re: Tri-County Dev. v. Pierce, Chris (2)
Appellate Case No. 2011-202946

Dear Counsel:

Attached is a copy of the order related to the motion to dismiss. The appellant's initial brief and designation of matter will be due thirty (30) days from the date of this letter.

Very truly yours,

Handwritten signature of Jenny Abbott Kitchings in cursive script.
CLERK

The South Carolina Court of Appeals

Tri-County Development, Inc. and Melinda Holbrooks,
Respondents,

v.

Christopher A. Pierce, Appellant.

Christopher A. Pierce, Third Party Plaintiff,

v.

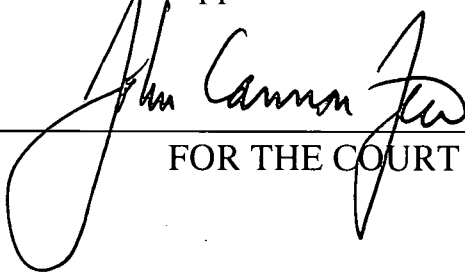
Jeff Gray, Third Party Defendant.

Appellate Case No. 2011-202946

ORDER

Appellant timely served and filed a notice of appeal from a December 6, 2011 order denying Appellant's motion to reconsider the grant of summary judgment as to liability and the jury verdict and judgment for damages entered November 30, 2011. Subsequently, Appellant filed an amended notice of appeal and a second amended notice of appeal seeking to add seven additional orders to the appeal. The seven orders all arose out of the same case and contain the same lower court number. Respondents have filed a motion to dismiss Appellant's amended notice of appeal and second amended notice of appeal. After careful consideration of the parties' filings, Respondents' motion to dismiss is denied. "The court [of appeals] has jurisdiction over any case in which an appeal is taken from an order [or] judgment . . . of the circuit court." S.C. Code Ann. § 14-8-200 (Supp. 2012). Under this section, therefore, once a proper notice of appeal is served and filed, this court gains jurisdiction over the "case" in which the order or judgment was filed. Accordingly, Appellant's notice served and filed as to the order denying the motion to reconsider and the jury verdict and judgment for damages provided this

court with jurisdiction over the orders Appellant seeks to add in the amended notice of appeal and second amended notice of appeal.


FOR THE COURT

Columbia, South Carolina

cc:
Thomas Elihue Dudley, III
Thomas Jefferson Goodwyn, Jr.

FILED
3/5/13 