



# The South Carolina Court of Appeals

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January 22, 2021

The Honorable Julie J. Armstrong  
100 Broad St Ste 106  
Charleston SC 29401-2210

## **REMITTITUR**

Re: Richard Roe and John Doe v. Bishop of Charleston  
Lower Court Case No. 2018CP1004206 and 2018CP1003929  
Appellate Case No. 2019-001470

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*

CLERK

Enclosure

cc: Richard S. Dukes, Jr., Esquire  
Lawrence E. Richter, Jr., Esquire  
Jennifer Sue Ivey, Esquire  
R. Hawthorne Barrett, Esquire

# The South Carolina Court of Appeals

John Doe, Respondent,

v.

The Diocese of Charleston, a Corporation Sole, and the  
Bishop of the Diocese of Charleston, in his official  
capacity, Defendants,

and

Richard Roe, Respondent,

v.

The Diocese of Charleston, a Corporation Sole, and the  
Bishop of the Diocese of Charleston, in his official  
capacity, Defendants,

Of which the Bishop of the Diocese of Charleston, in his  
official capacity, is the Appellant.

Appellate Case No. 2019-001470

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## ORDER

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This appeal arises out of two circuit court orders denying the appellant's motion for summary judgment and granting the respondents' motion to compel. The appeal is dismissed as interlocutory. *See Skywaves I Corp. v. Branch Banking & Tr. Co.*, 423 S.C. 432, 461, 814 S.E.2d 643, 659 (Ct. App. 2018) (holding the denial of summary judgment is not appealable); *Ex parte Whetstone*, 289 S.C. 580, 580, 347 S.E.2d 881, 881 (1986) ("An order directing a party to participate in discovery is interlocutory and not directly appealable under S.C. Code Ann. § 14-3-330 [(2017)]."). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

The appellant's motion to consolidate is granted. Any future filings should feature the caption above.

H Bruce Wilkins, J.  
FOR THE COURT

Columbia, South Carolina

cc:

Richard S. Dukes, Jr., Esquire  
Lawrence E. Richter, Jr., Esquire  
Jennifer Sue Ivey, Esquire  
R. Hawthorne Barrett, Esquire

**FILED**

December 2, 2019