



# The Supreme Court of South Carolina

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April 26, 2013

The Honorable Melanie Huggins-Ward  
Clerk of Court, Horry County  
PO Box 677  
Conway SC 29528-0677

## REMITTITUR

Re: Bank of North Carolina v. Amy Breunig  
Lower Court Case No. 2009CP2612374  
Appellate Case No. 2011-200106

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,

*Daniel E. Shearouse*  
DS

CLERK

cc:

William Isaac Diggs, Esquire

Vonda Denise Hamilton, Esquire

Stacy L. Stanley, Esquire

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Supreme Court**

Bank of North Carolina, Respondent,

v.

Amy Breunig, Appellant.

Appellate Case No. 2011-200106

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Appeal from Horry County  
Ralph P. Stroman, Special Referee

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Memorandum Opinion No. 2013-MO-011  
Heard April 3, 2013 – Filed April 10, 2013

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**AFFIRMED**

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William I. Diggs, of Law Office of William Isaac Diggs,  
of Myrtle Beach, for Appellant.

Vonda D. Hamilton and Stacy L. Stanley, both of Stanley  
Law Firm, LLC, of Little River, for Respondent.

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**PER CURIAM:** This is a direct appeal from the special referee's denial of a motion for relief from default pursuant to Rule 60(b), SCRPC, in a foreclosure action. We affirm pursuant to Rule 220(b)(1), SCACR, and the following authority: *Sundown Operating Co. v. Intedge Indus., Inc.*, 383 S.C. 601, 607, 681

S.E.2d 885, 888 (noting "[t]he decision whether to set aside an entry of default or a default judgment lies solely within the sound discretion of the trial judge" and "[t]he trial court's decision will not be disturbed on appeal absent a clear showing of an abuse of that discretion").

**AFFIRMED.**

**TOAL, C.J., PLEICONES, BEATTY, KITTREDGE and HEARN, JJ.,  
concur.**