

The South Carolina Court of Appeals

Ex Parte, Ryan Powell, Appellant,

In re LB PARK, LLC, Respondent,

v,

San Juan Holdings, Bret Osborne, the trustee; Brett Osborne as Trustee of San Juan Holdings; and John Doe and Mary Roe, representing all unknown persons having or claiming to have any right, title, or interest in or to, or lien upon, the real estate described as 250056 Timberlake Drive, York County, South Carolina, TMS 643-10-01-023, their heirs and assigns, and all other persons, firms, or corporations entitled to claim under, by or through the above named Defendant(s), and all other persons or entities unknown claiming any right, title, interest, estate in, or lien upon, the real estate described as 25056 Timberlake Drive, York County, South Carolina, TMS 643-10-01-023, Respondents.

Appellate Case No. 2019-000979

ORDER

After careful consideration, the motion to dismiss is denied. *See Ex parte Johnson*, 63 S.C. 205, 41 S.E. 308 (1902) (establishing an order refusing a petition to be made a party to an action is immediately). Furthermore, Appellant's motion requesting this court to strike Respondent's motion to dismiss, to substitute parties, and for sanctions is denied.


FOR THE COURT

RECEIVED

Mar 15 2022

S.C. SUPREME COURT

CJ

Columbia, South Carolina

cc:

Ryan Powell

A. Parker Barnes, III, Esquire

Sarah P. Spruill, Esquire

FILED

July 31, 2019