

The South Carolina Court of Appeals

Joseph Abruzzo, Respondent,

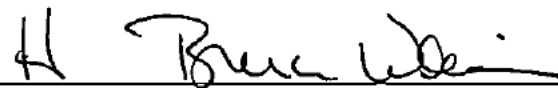
v.

Bravo Media Production LLC, Haymaker Media, Inc.,
NBC Universal Media, LLC, Comcast Corporation,
Craig Conover, Chelsea Meissner, and Madison LeCroy,
Appellants.

Appellate Case No. 2020-001095

ORDER

Appellants have filed a petition for a writ of supersedeas, seeking this court to stay all further proceedings in the circuit court, including discovery and third-party subpoenas. This court notes that pursuant to Rule 205, SCACR, this court has exclusive jurisdiction over the appeal, and the circuit court may proceed only with "matters not affected by the appeal." *See Tillman v. Oakes*, 398 S.C. 245, 255, 728 S.E.2d 45, 51 (Ct. App. 2012) ("[T]he existence or nonexistence of a stay under Rule 241 does not control the [lower] court's power to proceed with the action and address matters not affected by the appeal. Rather, the lower court's power to proceed is determined by whether the issue sought to be litigated in the lower court during the appeal is a 'matter[] affected by the appeal' under Rules 205 and 241(a)."). Because it appears to this court that the proceedings and discovery occurring are matters affected by this appeal, Appellants' petition for supersedeas is granted. All matters affected by this appeal, including the ongoing discovery and third-party subpoenas, shall be stayed pending this court's resolution of the appeal and the remittitur being sent down.



FOR THE COURT

FILED
Jan 28 2022

Columbia, South Carolina

cc:

Helen F Hiser, Esquire

James David Smith, Jr., Esquire

Danielle F. Payne, Esquire

Aaron Eric Edwards, Esquire