

# The South Carolina Court of Appeals

Berry, Quackenbush & Stuart, P.A., Appellant,

v.

BEI Sensors & Systems Company, Inc., d/b/a BEI  
Duncan Electronics and The Commercial Collection  
Corporation of New York, Inc., Defendants,

Of Whom The Commercial Collection Corporation of  
New York, Inc., is the Respondent.

Appellate Case No. 2013-000770

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## ORDER

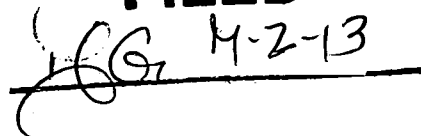
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Respondent filed a motion to dismiss this appeal. After careful consideration, we find the trial court's grant of summary judgment to Respondent is immediately appealable as a final determination of the parties' rights with regard to Appellant's cause of action for tortious interference with contractual relations. *See* S.C. Code Ann. § 14-3-330(1) (1976) (providing for immediate appeal from any order "in a law case involving the merits in actions commenced in the court of common pleas and general sessions"); *Jefferson by Johnson v. Gene's Used Cars, Inc.*, 295 S.C. 317, 368 S.E.2d 456 (1988) (an order "involves the merits" when it finally determines "some substantial matter forming the whole or a part of some cause of action or defense . . ." (citation and internal quotation marks omitted)); *Link v. Sch. Dist. of Pickens Cnty.*, 302 S.C. 1, 6, 393 S.E.2d 176, 179 (1990) (holding an order granting summary judgment is immediately appealable because it involves the merits). Accordingly, Respondent's motion to dismiss is hereby denied.

  
FOR THE COURT

Columbia, South Carolina

**FILED**

  
4/2/13

cc:

Leonard R. Jordan, Jr.

Claude E. Hardin, Jr.

Robert Alan Bernstein