

The Supreme Court of South Carolina

Cindy Coxie, as the Special Administrator for the Estate
of Johnny Coxie, Respondent,

v.

Academy, Ltd., d/b/a Academy Sports and Outdoors; and
Dustan Lawson, Defendants,

Of whom Academy, Ltd., d/b/a Academy Sports and
Outdoors, is Petitioner.

and

Academy, Ltd. d/b/a Academy Sports + Outdoors, Cross-
Claimant/Petitioner.

v.

Dustan Lawson and Todd Christopher Kohlhepp, Cross-
Defendants.

Appellate Case No. 2023-001111

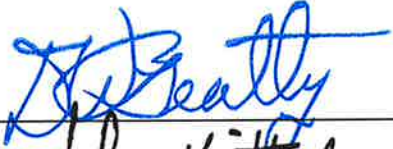
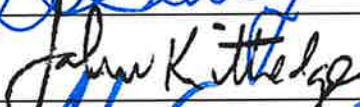
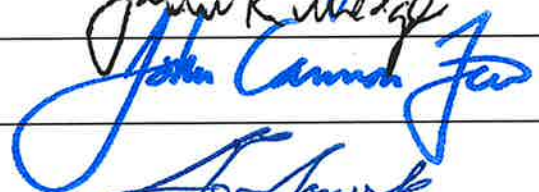


ORDER

Petitioner asks this Court to certify the appeal in Appellate Case No. 2023-001094 to this Court. The motion to certify is granted.

An order compelling a party to submit to discovery is interlocutory and not immediately appealable. *Waddell v. Kahdy*, 309 S.C. 1, 4, 419 S.E.2d 783, 785 (1992); *see also Grosshuesch v. Cramer*, 377 S.C. 12, 30, 659 S.E.2d 112, 122, (2008) (holding discovery orders are interlocutory and are not immediately appealable because they do not involve the merits of the action or affect a substantial right); *Patterson v. Specter Broad. Corp.*, 287 S.C. 249, 249, 335

S.E.2d 803, 803 (1985) (holding an order compelling discovery is not immediately appealable). To challenge discovery orders, the normal course is to refuse to comply, suffer contempt, and appeal from the contempt finding. *Davis v. Parkview Apartments*, 409 S.C. 266, 280, 762 S.E.2d 535, 543 (2014).

Accordingly, we dismiss the appeal from the discovery orders of the trial court as they are not immediately appealable.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina
August 10, 2023

cc:
D. Lawrence Kristinik, III, Esquire
Allen Mattison Bogan, Esquire
Matthew A. Abee, Esquire
Samuel W. Outten, Esquire
Robert Mills Ariail, Jr., Esquire
Mary Schiavo, Esquire
J. David Standeffer, Esquire
The Honorable Jenny Abbott Kitchings