

# The Supreme Court of South Carolina

In the Matter of Estate of Paul B. Barringer, II

Hampton Barringer Luzak, Appellant,

v.

Merrill B. Light, Merrill U. Barringer, as Personal Representative of the Estate of Paul Brandon Barringer, II, J. Randolph Light, Jr., Merrill B. Light as putative trustee of the Paul B. Barringer, II, Revocable Trust dated December 4, 1998, and Merrill B. Light as Trustee of the Merrill Barringer Light Revocable Trust, Respondents,

and

Hampton B. Luzak, Appellant,

v.

Merrill U. Barringer, Respondent,  
and

Coastal Forest Resources Company ("CFRC"),  
Intervenor/Respondent.

Appellate Case No. 2021-000837

AND

In the Matter of the Estate of Paul Brandon Barringer, II

Hampton Barringer Luzak, Appellant,

v.

Merrill U. Barringer, Respondent.

Appellate Case No. 2021-001337

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ORDER

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On February 10, 2023, this Court vacated what has been referred to as "Wife's Summary Judgment Order" on the ground the circuit court did not have the authority to enter it during the pendency of the appeal of the "Bifurcation Order." As our order vacating Wife's Summary Judgment Order is now a final order, any issues remaining on appeal regarding that order are moot. Thus, that portion of the current appeal dealing with Wife's Summary Judgment Order is dismissed. This includes all five issues on appeal in what was originally Case No. 2021-001337.

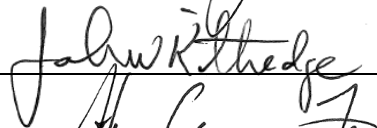
Also on February 10, 2023, this Court vacated what has been referred to as "Light's Summary Judgment Order" on the same ground. As our order vacating Light's Summary Order is now final, any issues remaining on appeal regarding that order are moot. Thus, that portion of the current appeal dealing with Light's Summary Judgment Order is dismissed. This includes issue on appeal numbered 4 in what was originally Case No. 2021-000837.


On April 29, 2022, this Court denied certiorari review of the court of appeals' dismissal of the Bifurcation Order. On February 10, 2023, this Court clarified for at least the second time the Bifurcation Order is no longer on appeal. We stated, "To the extent Petitioner attempts to 're-appeal' the Bifurcation Oder [sic], we reiterate our prior ruling that the Bifurcation Order was interlocutory and not immediately appealable." Thus, that portion of the current appeal dealing with the Bifurcation Order is dismissed. This includes issues on appeal numbered 5, 6, and 7 in what was originally Case No. 2021-000837.


The remaining issues are set for one oral argument at 9:30 a.m. on November 14, 2023. The Court previously set two oral argument sessions. The one remaining argument will go forward only on issues on appeal numbered 1, 2, and 3 in what was originally Case No. 2021-000837. As to those issues, in addition to the merits of the appeal, the parties should be prepared to address whether the "Derivative Damages Order" was an immediately appealable order.

We recognize the parties prepared and filed their initial briefs at the court of appeals in these now consolidated cases before this Court certified the appeals and vacated the summary judgment orders. We apologize for any inconvenience our late clarification of what remains pending on appeal has caused.

  
\_\_\_\_\_ C.J.

  
\_\_\_\_\_ J.

  
\_\_\_\_\_ J.

  
\_\_\_\_\_ J.

Hill, J., not participating.

October 18, 2023  
Columbia, South Carolina

cc:

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