

# The South Carolina Court of Appeals

Julianne Foster, Plaintiff,

v.

Rhett Riviere, Katherine A. Thomas, Chase Enterprises,  
LLC of South Carolina, and Airbnb, Inc., Defendants,

Of which Rhett Riviere is the Appellant and Airbnb, Inc.,  
is the Respondent.

Appellate Case No. 2023-001211

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## ORDER

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Julianne Foster sued Rhett Riviere, Katherine A. Thomas, Chase Enterprises, LLC of South Carolina, and Airbnb, Inc. Foster dismissed her claims against Riviere pursuant to a settlement agreement. Airbnb filed a third-party complaint against Riviere seeking indemnification. Riviere filed a motion to compel Airbnb to arbitrate the indemnification claims. The circuit court denied Riviere's motion to compel arbitration. Riviere filed and served his notice of appeal on July 27, 2023. On October 23, 2023, Foster filed a motion to intervene or to be allowed to join as a party. Although Riviere did not file a return to the motion, Airbnb filed a return, not opposing Foster being added as a respondent. Foster filed a reply, stating she "is not a proper respondent" because she "does not have standing to object to whether" Airbnb and Riviere arbitrate the third-party indemnification claims; however, she maintained she "has a significant interest in this appeal." After careful consideration, we deny Foster's motion to intervene or to be allowed to join as a party without prejudice to her filing a motion seeking permission to file a brief as a non-party to the appeal but party in the underlying action or as an amicus curiae.



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FOR THE COURT

Columbia, South Carolina

**FILED**  
**Dec 21 2023**

cc:

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