

# The Supreme Court of South Carolina

Denise M. Petersen, individually and as Trustee of the Denise M. Petersen 2005 Recovable Trust Dated November 9, 2005, as Trustee of the 601 Ocean Boulevard Residence Trust Dated November 30, 2012, and as Trustee of the 601 Ocean Boulevard Residence Trust II Dated December 7, 2012, Plaintiffs,

v.

DCTCL, L.P. d/b/a Buffington Homes, L.P., Donnix Construction, LLC, Hunt Brothers Construction, Inc., Island Exteriors and Siding, Inc., Plastering Surfaces, LLC, A Unique Design, Inc., Berkeley Heating and Air Conditioning, Inc., Energyone America, LLC, Aqua Blue Pools of Charleston, Inc., Sunnyside Farms, Inc., TAMKO Building Products, LLC, Haddigan Electrical Contractors, LLC and John Doe Contractors 3 through 50, Defendants,

Of which Donnix Construction is the Petitioner,

And TAMKO Building Products, LLC, is the Respondent.

Appellate Case No. 2024-001856

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ORDER

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Petitioner has filed a petition for a writ of certiorari in this matter. Because Petitioner failed to file a timely petition for rehearing from the Court of Appeals' opinion and because the remittitur has been sent pursuant to Rule 221 of the South Carolina Appellate Court Rules (SCACR), Petitioner's petition for a writ of certiorari is stricken and dismissed. *See* Rule 242(a), SCACR (providing this Court will only review a final decision of the Court of Appeals); Rule 242(c), SCACR

(providing a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals); *Stogsdill v. S.C. Dep't of Health & Human Servs.*, 415 S.C. 568, 784 S.E.2d 669 (2016) (stating the sending of the remittitur ends appellate jurisdiction over a case).

  
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FOR THE COURT C.J.

Columbia, South Carolina  
November 4, 2024

cc: Patrick J. McDonald  
Richard Hood Willis  
John Gwilym Tamasitis  
Ruth Ann Levy  
The Honorable Jenny A. Kitchings