

The South Carolina Court of Appeals

Sarah J. Plant and Parker Plant, Respondents,

v.

Avon Products, Inc., Amaco, LLC, American Art Clay Co., Inc., The Bargain Barn, LLC, Beacon CMP Corporation, Belk, Inc., Brenntag North America, Inc., Brenntag Specialties, LLC, Bristol-Myers Squibb Company, Chattem, Inc., Colgate-Palmolive Company, Color Techniques, Inc., Conopco, Inc., Coty, Inc., Dana Classic Fragrances, Inc., Dillard's, Inc., Dollar General Corporation, Elizabeth Arden, Inc., Estee Lauder, Inc., Estee Lauder International, Inc., The Estee Lauder Companies, Inc., Hamrick's Incorporated, Highwater Clays, Inc., IMI Fabi (Diana), LLC, IMI (USA), Inc., Ingles Markets, Inc., L'Oreal US, Inc., L'Oreal USA Products, Inc., Lowcountry Grocers, LLC, Mary Kay, Inc., Noxell Corporation, Pfizer, Inc., R.T. Vanderbilt Holding Company, Inc., Revlon Consumer Products Corporation, Revlon, Inc., Rite Aid of South Carolina, Inc., Southeastern Grocers, Inc., Vanderbilt Minerals, LLC, Vi-Jon, LLC, Walgreen Co., Walmart, Inc., Whittaker, Clark & Daniels, Inc., Winn-Dixie Stores, Inc., Yves Saint Laurent America, Inc., Defendants,

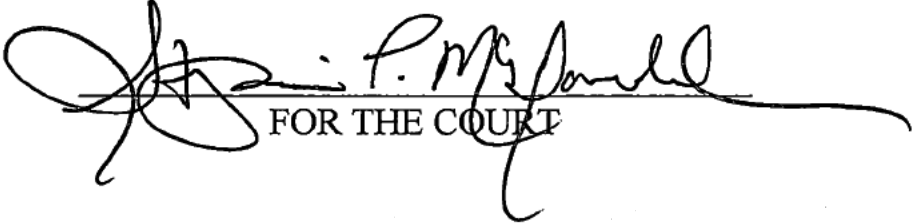
of which IMI Fabi (Diana), LLC, IMI Fabi (USA), Inc., and IMI Fabi, LLC are the Appellants.

Appellate Case No. 2024-001997

ORDER

On December 2, 2024, this court dismissed the appeal, sua sponte, on the basis the order on appeal was not immediately appealable because the appeal arose from an

order of the circuit court granting the plaintiffs' motion for relief from judgment pursuant to Rule 60(b) of the South Carolina Rules of Civil Procedure and for a new trial based on a finding of fraud upon the court. Appellants have filed a petition to rehear the dismissal. After careful consideration, we grant the petition to rehear the dismissal and reinstate this appeal.¹ See Rule 221(a), SCACR (providing a mechanism for review of an appellate court's decision when a material fact or principal of law has been either overlooked or misapprehended).


FOR THE COURT

Columbia, South Carolina

FILED
Mar 05 2025

cc:

Charles William Branham, III, Esquire
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Matthew Todd Carroll, Esquire
Rachel Gross, Esquire

¹ In their petition for rehearing, Appellants request this court vacate the order dismissing the appeal; Appellants' request is denied.