

Jan 16 2026

SC Court of Appeals

The Supreme Court of South Carolina

SLF III - Hardeeville, LLC, Respondent,

v.

RSV - Hardeeville, LLC, Petitioner.

Appellate Case No. 2025-002062

ORDER

Based on the vote of the Court, the petition for a writ of certiorari is denied.¹

FOR THE COURT

BY Patricia A. Howard
CLERK

Columbia, South Carolina
January 16, 2026

cc:

Keating L. Simons, III

Cheryl D. Shoun

J. David Black

Scott Franklin Talley

The Honorable Jenny Abbott Kitchings

¹ The court of appeals' reversal of summary judgment in favor of Respondent has the same legal effect as the denial of summary judgment, which does not finally determine the merits of the case. See *In re Rabens*, 386 S.C. 469, 473, 688 S.E.2d 602, 604 (Ct. App. 2010) ("The reversal of a grant of summary judgment is equivalent to the denial of summary judgment."); *Ballenger v. Bowen*, 313 S.C. 476, 477, 443 S.E.2d 379, 380 (1994) (providing a denial of summary judgment does not finally determine anything about the merits of the case). Therefore, Petitioner is free to make the same arguments presented in its petition to the circuit court on remand.