

The South Carolina Court of Appeals

Natalie Zitek, individually, and on behalf of all others
similarly situated, Plaintiff,

v.

D.R. Horton, Inc., Jane Doe #1-10; and John Doe #1-50,
Defendants,

AND

D.R. Horton, Inc., Third-Party Plaintiff,

v.

A&J Framing, Inc.; A-Z, Inc.; AJ Landscaping &
Grading, LLC, A/K/A AJ Landscaping & Grading, LLC;
Allpro Textures, LLC; Alpha E.M.C.; Alpha Omega
Construction Group, Inc.; American Concrete And
precast, Inc.; A/K/A ACP Concrete, Inc.; Atlanta Floor
Designs Center; A Grade Above Others, LLC; BFK
Builders, Inc.; BMC East LLC D/B/A Coleman Floor,
LLC; Brand-Vaughn Lumber Co, Inc.; Bravo Carpenters,
Inc.; Builders Designhouse, LLC; Builders FirstSource
Southeast Group, LLC, A/K/A Builders FirstSource, Inc.;
Builders Services Group, LLC F/K/A Masco Contractor
Services Central Inc. F/K/A Gale Industries, Inc. D/B/A
Gale Contractor Services; Cannaday Siding & Gutter,
Inc.; Caryl Mechanics II, Inc., A/K/A Caryl Mechanicals,
Inc.; CBU Enterprises, Inc.; Cortes Painting, LLC; CPI
Security Systems, Inc.; Dom Group, LLC; Dupree
Plumbing Company, Inc.; Ferguson Enterprises, Inc.;
Five Star Construction Inc.; Five Star Foundations, LLC;
Galloway-Bell, Inc. A/K/A Galloway-Bell Inc. II; GBS
Building Supply Us LBM, LLC, F/K/A/GBS Building
Supply, Inc.; General Shale Brick Inc.; Get Floored,
LLC; Greener Pastures, Inc., A/K/A Greener Pastures of

Aiken, LLC; Installed Building Products, LLC A/K/A Installed Building Products II, LLC; IBP Asset, LLC D/B/A Blue Ridge Building Products; JLS Masonry, Inc.; Kings Landscaping, LLC; L&M Electric, Inc.; Lade-Danlar, Inc.; Landshapers, LLC; Lansing Building Products, Inc.; Long Heating & Air Conditioning, Inc.; M&L General Construction, LLC, A/K/A M&L General Construction, Inc.; M&L Reyna Construction, LLC; M&M Foundations, LLC; Manale Landscaping, LLC; MJ Cowboys, LLC; Nazareth Builders, LLC; NB Contractors, LLC; Poinsett Development, LLC; Poinsett Homes, LLC; P&L Enterprises, LLC; P&T Construction, Inc., A/K/A P&T Construction, Inc.; Probuild Company, LLC A/K/A Probuild Holdings, Inc.; Rite Rug Co.; Rodney Howard Grading, Inc. A/K/A Rodney Howard Grading Co.; Sandlapper Concrete, LLC; Silver Line Building Products Corporation; Sodfather Inc., Landscape Contractors; Stock Building Supply, LLC; Topbuild Home Services., Inc., A/K/A Gale Contractors Service; Tucker Materials, Inc., A/K/A Gypsum; UTM Enterprises, Inc; and Willow Tree Landscaping, Inc., Third-Party Defendants,

AND

Aaron D. Peris; Harrelson Painting, LLC; Huttig Building Products, Fourth and Fifth Party Plaintiffs and Defendants,

Of whom JLS Masonry, Inc., is the Appellant,

v.

Natalie Zitek, individually, and on behalf of all others similarly situated and as assignee of the claims of Third-Party Plaintiff D.R. Horton, Inc., Respondent.

Appellate Case No. 2024-000057

ORDER

The parties have informed the Court that they have reached a settlement agreement. Accordingly, the appeal is dismissed and remanded to the Circuit Court for approval. If the Circuit Court does not approve the settlement, the Court will upon request reinstate the appeal. If the Circuit Court approves the settlement, the parties shall promptly notify this Court. The Court may send the remittitur upon approval of the settlement or 90 days from the date of this order unless good cause is shown why the case should not be remitted. If the parties notify the Court before 90 days have passed that they could not finalize the settlement, the appeal will be reinstated upon request.

FOR THE COURT
BY Jay A. Keith
CLERK

Columbia, South Carolina

cc:

Brenten Heath DeShields, Esquire
Jeffrey A Ross, Esquire
Justin O'Toole Lucey, Esquire
Dabny Lynn, Esquire
Sohayla Roudsari Townes, Esquire
Amanda Nicole Funai, Esquire
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