

# The South Carolina Court of Appeals

Sherica Powell, Respondent,

v.

Jolly Ehiabi, Anagkaso, LLC, DBA Anagkaso Logistic,  
The South Carolina Ports Authority and Randy David  
Anderson, Defendants,

AND

The South Carolina Ports Authority, Appellant,

v.

American Millennium Insurance Company, Third-Party  
Defendant.

Appellate Case No. 2026-000075

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## ORDER

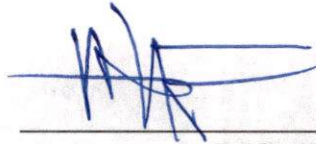
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Appellant filed a notice of appeal from the denial of a motion to dismiss and a motion to reconsider in which Appellant sought immunity pursuant to the South Carolina Tort Claims Act (the Act).<sup>1</sup> In the orders on appeal, the circuit court denied Appellant's motions finding the subject covenant not to execute was not a settlement under the Act for purposes of section 15-78-70(d); therefore, the Act did not bar further action against Appellant—a government entity. This court requested appealability memoranda from the parties. After careful consideration, it appears the orders are subject to immediate appeal. However, this order merely allows the appeal to proceed at this time and does not finally determine whether the underlying orders are subject to immediate review. Nothing prevents Respondent from raising the question of appealability as an issue in the appellate

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<sup>1</sup> S.C. Code § 15-78-70(d) (2005).

brief should Respondent so choose.



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FOR THE COURT

Columbia, South Carolina

**FILED**  
**Apr 14 2026**

cc:

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Nicholas Clarence Chapman Stewart, Esquire  
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