

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

In re: Estate of Atn Burns Livingston, Emma Lou
Livingston Martin as Personal Representative of the
Estate of Atn Burns Livingston and Emma Lou
Livingston Martin, Respondents,

v.

Clyde B. Livingston, Miller Communications, Inc.,
Citibank South Dakota, N.A., Branch Banking and Trust
Company of South Carolina, and American First Federal,
Inc., Defendants,

Of whom Clyde B. Livingston is, Petitioner.

Appellate Case No. 2013-001505

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

Appeal From Orangeburg County
Olin Davie Burgdorf, Master-in-Equity

Opinion No. 27527
Heard May 5, 2015 – Filed June 10, 2015

**CERTIORARI DISMISSED AS IMPROVIDENTLY
GRANTED**

Andrew Sims Radeker, of Harrison & Radeker, P.A., of
Columbia, for Petitioner.

Richard B. Ness and Alison Dennis Hood, of Ness & Jett,
LLC, of Bamberg, for Respondents.

PER CURIAM: We granted certiorari to review the court of appeals' decision in *Estate of Livingston v. Livingston*, 404 S.C. 137, 744 S.E.2d 203 (Ct. App. 2013). We now dismiss the writ as improvidently granted.

DISMISSED AS IMPROVIDENTLY GRANTED.

TOAL, C.J., BEATTY, KITTREDGE, HEARN, JJ., and Acting Justice James E. Moore, concur.