

The South Carolina Court of Appeals

Anthony and Barbara Grazia, individually and on behalf
of all other similarly situated Plaintiffs, Respondent,

v.

South Carolina State Plastering, LLC, Defendant.

South Carolina State Plastering, LLC, Defendant,

v.

Del Webb Communities, Inc., Pulte Homes and Kephart
Architects, Inc., Third-Party Defendants,

Of Whom Del Webb Communities, Inc., and Pulte
Homes, Inc. are the Appellants.

Appellate Case No. 2012-212364

ORDER

Appellant has filed a Notice of Appeal from an "Order Making Preliminary Finding that Plaintiffs' Proposed Class Meets the Requirements of Rule 23(a), SCRCPP; Setting Parameters for Putative Class; Dismissing Plaintiffs' Unfair Trade Practices Claim Without Prejudice; Imposing a Stay of Proceedings; and Setting Forth Procedures for Compliance with the Right to Cure Construction Dwelling Defect Act" and an order denying reconsideration and clarification. Respondents have filed a motion to dismiss contending the underlying orders are not immediately appealable and Appellant has filed a "Motion to Determine Appealability." After careful consideration, Respondents' motion to dismiss is granted because these orders are not immediately appealable. Because this appeal

is dismissed, this Court need not act on Appellant's "Motion to Determine Appealability."


FOR THE COURT

Columbia, South Carolina

cc:

Robert L. Widener
A. Victor Rawl, Jr.
W. Jefferson Leath, Jr.
Michael S. Seekings
Phillip Ward Segui, Jr.
John T. Chakeris

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