

# The South Carolina Court of Appeals

Ellis E. Smith, individually, and on behalf of A & E Constructors and Consultants, Inc., a South Carolina Corporation, Plaintiffs,

v.

Arthur Wayne Vereen, Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, As Trustee of the Arthur W. Vereen Residence Trust, and Linda C. Vereen, As Trustee of the Linda C. Vereen Residence Trust, Defendants.

And

Arthur Wayne Vereen, individually and on behalf of A & E Constructors and Consultants, Inc., and 29th Place Developers, Inc., Third-Party Plaintiffs,

v.

E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc. and Ellis E. Smith, individually, Third-Party Defendants,

Of whom Arthur Wayne Vereen, individually and on behalf of A & E Constructors and Consultants, Inc., Park Place Properties of Myrtle Beach, LLC, Parkway Offices, LLC, Arthur Vereen Construction Company, Inc., Linda C. Vereen, Arthur W. Vereen, as Trustee of the Arthur W. Vereen Residence Trust, Linda C. Vereen, as Trustee of the Linda C. Vereen Residence Trust, and 29th Place Developers, Inc. are the Appellants,

And

Ellis E. Smith, individually and on behalf of A & E Constructors and Consultants, Inc., a South Carolina Corporation and E. Smith and Sons Construction, LLC, EES Construction and Consulting, Inc., and Ellis E. Smith, individually are the Respondents.

Appellate Case No. 2016-001075

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ORDER

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Appellants have filed a petition for rehearing from the court's dismissal of this case pursuant to *Wells Fargo Bank, N.A. v. Fallon Properties S.C., LLC*, 413 S.C. 642, 776 S.E.2d 575 (Ct. App. 2015). On November 9, 2016, the Supreme Court of South Carolina granted certiorari in *Wells Fargo*. Accordingly, this appeal will be held in abeyance pending the Supreme Court's final disposition of *Wells Fargo* and the petition for rehearing will be acted on at that time.



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FOR THE COURT

Columbia, South Carolina

cc:

Henrietta U. Golding, Esquire  
James Keith Gilliam, Esquire  
Frank H. DuRant, Esquire  
J. Jackson Thomas, Esquire

**FILED**

November 16, 2016