

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

First Citizens Bank and Trust Company, Inc.,  
Respondent,

v.

Park at Durbin Creek, LLC; Kenneth E. Clifton; and  
Linda G. Whiteman; Defendants,

Of whom Park at Durbin Creek, LLC and Kenneth E.  
Clifton are the Petitioners.

Appellate Case No. 2017-000979

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**ON WRIT OF CERTIORARI TO THE COURT OF APPEALS**

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Appeal From Laurens County  
Eugene C. Griffith, Jr., Circuit Court Judge

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Opinion No. 27853  
Heard November 28, 2018 – Filed December 5, 2018

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**CERTIORARI DISMISSED AS IMPROVIDENTLY  
GRANTED**

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James Calhoun Pruitt, Jr. and Joshua Brent Raffini of  
Pruitt & Pruitt, of Anderson, for Petitioners Kenneth E.  
Clifton and Park at Durbin Creek, LLC.

James H. Cassidy and Ella McKenzie Sims Barbery, of  
Roe Cassidy Coates & Price, PA, of Greenville, for  
Respondent First Citizens Bank and Trust Company, Inc.

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**PER CURIAM:** We granted petitioners' joint petition for a writ of certiorari to review the decision of the Court of Appeals in *First Citizens Bank and Trust Company v. Park at Durbin Creek, LLC*, 419 S.C. 333, 797 S.E.2d 409 (Ct. App. 2017). We now dismiss the writ as improvidently granted.

**DISMISSED AS IMPROVIDENTLY GRANTED.**

**BEATTY, C.J., KITTREDGE, HEARN, FEW and JAMES, JJ., concur.**