

The South Carolina Court of Appeals

Greg Marcus Simmons and Jermaine Robinson, both individually and derivatively on behalf of Simmons Family Holdings, LLC, a South Carolina Limited Liability Company, Respondents,

v.

Palmer E. Simmons, individually and as Trustee of the Charles E. Simmons, Jr. and Rosa G. Simmons Revocable Trust dated May 5, 2016, and Charlesetta S. Aiken, Appellants,

and

Simmons Family Holdings, LLC, as a nominal Defendant.

Appellate Case No. 2021-000375

ORDER

After careful consideration, Respondents' motion to dismiss is hereby denied. *See Link v. Sch. Dist. of Pickens Cty.*, 302 S.C. 1, 6, 393 S.E.2d 176, 179 (1990) (holding the grant of partial summary judgment is immediately appealable); S.C. Code Ann. § 14-3-330(2) (providing South Carolina appellate courts have jurisdiction to review on appeal "[a]n order affecting a substantial right made in an action when such order (a) in effect determines the action and prevents a judgment from which an appeal might be taken or discontinues the action, (b) grants or refuses a new trial or (c) strikes out an answer or any part thereof or any pleading in any action").



FOR THE COURT

FILED
Nov 19 2021

Columbia, South Carolina

cc:

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Ehrick K. Haight, Jr., Esquire

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