

The Supreme Court of South Carolina

Anthony Denson, as personal representative of the estate
of Garland Denson, Plaintiff,

v.

National Casualty Company, Defendant.

Appellate Case No. 2021-001389

ORDER

Pursuant to Rule 244, SCACR, the Court will answer the following question certified to this Court by order of the Honorable David C. Norton, United States District Court Judge for the District of South Carolina, Charleston Division:

May a person entitled to bring a dram-shop action against a business maintain a negligence action against the business's insurer where the insurer failed to notify the South Carolina Department of Revenue of the business's lapse in or termination of liquor liability coverage in violation of S.C. Code Ann. § 61-2-145(C) and the business did not have liquor liability coverage at the time of the underlying accident?

The parties shall proceed to serve and file briefs as provided by Rule 244(d), SCACR. The parties are reminded Rule 244, SCACR, does not provide for the filing of initial briefs; therefore, only final briefs should be filed in this matter.



FOR THE COURT C.J.

Columbia, South Carolina
January 12, 2022

cc:

The Honorable David C. Norton

The Honorable Robin Lynne Blume

Johnny F. Driggers, Esquire

Robert Mills Kennedy, Jr., Esquire