

**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

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

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

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

**CERTIORARI DISMISSED AS IMPROVIDENTLY
GRANTED**

James Calhoun Pruitt, Jr. and Joshua Brent Raffini, both
of Pruitt & Pruitt, of Anderson, for Petitioners.

James H. Cassidy, Ella S. Barbery, and Joseph O. Smith,
all of Roe Cassidy Coates & Price, PA, of Greenville, for
Respondent.

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.