

Court of Appeals of the State of Georgia

ATLANTA, October 09, 2026

The Court of Appeals hereby passes the following order:

A27A0471. KENKAM, LLC v. CLS ENTERTAINMENT INCORPORATED.

In this civil action, plaintiff Kenkam, LLC directly appeals from two trial court orders: (1) the “Order Enforcing Settlement Agreement, Directing Cooperation with Closing, and Applying Closing Credits”; and (2) the “Order Denying Sandra Campbell’s Motion to Open Default and Granting CLS Entertainment, Inc.’s Motion for Default Judgment on Liability.” We lack jurisdiction.

Under OCGA § 5-6-34(a)(1)(B), appeals generally may be taken from “[a]ll final judgments, that is to say, where the case is no longer pending in the court below.” An order granting a motion to enforce a settlement agreement “is not final until the trial court expressly enters final judgment on that order.” *Thomas v. Sheppard*, 349 Ga. App. 871, 871 (827 SE2d 60) (2019) (quotation marks omitted). See also *Torres v. Elkin*, 317 Ga. App. 135, 139(1) (730 SE2d 518) (2012) (“[N]otwithstanding the trial court’s grant of a motion to enforce a settlement, a case is not at an end until such time as the agreement has been made the judgment of the court, thereby terminating the litigation.”) (quotation marks omitted). In addition, a judgment that reserves the calculation or amount of damages is interlocutory and not directly appealable under OCGA § 5-6-34(a)(1). See *Sotter v. Stephens*, 291 Ga. 79, 83–84 (727 SE2d 484) (2012).

Here, no final judgment appears to have been entered in this case. Indeed, the settlement enforcement order expressly retained trial court jurisdiction to resolve disputes concerning calculations, credits, closing documents, and compliance, thereby leaving substantive issues pending. Furthermore, the default judgment order only

adjudicated liability and expressly reserved the determination of damages and remaining relief for future orders. Consequently, Kenkam was required to follow the interlocutory appeal procedures, including obtaining a certificate of immediate review from the trial court, to appeal the orders at issue here. See OCGA § 5-6-34(b); *Smith v. Millsap*, 369 Ga. App. 430, 436(2)(a) (893 SE2d 833) (2023). Kenkam's failure to comply with the interlocutory appeal procedures deprives us of jurisdiction over this appeal, which is hereby DISMISSED.



Court of Appeals of the State of Georgia

Clerk's Office, Atlanta, 10/09/2026

I certify that the above is a true extract from the minutes of the Court of Appeals of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

Christina Coley Smith

, Clerk.