

RECEIVED  
Jan 19 2023  
SC Court of Appeals

Latyro Jenkins  
PLAINTIFF(S)

Patricia Bradshaw et al  
DEFENDANT(S)

**DISPOSITION TYPE (CHECK ONE)**

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

**IT IS ORDERED AND ADJUDGED:**  See attached order (formal order to follow)  Statement of Judgment by the Court:

This Motion to Reconsider was heard on December 19th, 2022. After hearing arguments of Counsel and reviewing briefs provided to me, the Court respectfully denies the Defendants Motion to Alter/Amend/Reconsider for the following reasons:

1. There is no evidence that the agreement to arbitrate was entered into at the time of purchase.
2. It is not clear when the arbitration agreement started- at the purchase or at the delivery.
3. It is not reasonable that damage occurring in delivery could be considered by the arbitration agreement- Damage occurred before the set up and the agreement is not clear as to when it started.
4. The language contained in the Parsons case does not appear to be present in this arbitration agreement.
5. The warranty card that was returned only acknowledges the warranty and not the arbitration agreement.

**ORDER INFORMATION**

This order  ends  does not end the case.  See Page 2 for additional information.

**For Clerk of Court Office Use Only**

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 12/28/2022 .

**NAMES OF TRADITIONAL FILERS SERVED BY MAIL**

## Court Reporter:

**E-Filing Note:** The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

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Orangeburg Common Pleas

**Case Caption:** Latyro Jenkins VS Patricia Bradshaw , defendant, et al

**Case Number:** 2022CP3800957

**Type:** Order/Electronic Form 4

So Ordered

s/ Robert Bonds, 2770

Electronically signed on 2022-12-28 09:54:17 page 3 of 3



\*\*\*\*\* IMPORTANT NOTICE - READ THIS INFORMATION \*\*\*\*\*  
NOTICE OF ELECTRONIC FILING [NEF]

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**A filing has been submitted to the court RE:** 2022CP3800957

**Official File Stamp:** 12-28-2022 03:20:22 PM  
**Court:** CIRCUIT COURT  
Common Pleas  
Orangeburg  
**Case Caption:** Latyro Jenkins VS Patricia Bradshaw , defendant, et al  
**Document(s) Submitted:** Order/Electronic Form 4 Order/Electronic Form 4  
**Filed by or on behalf of:** Robert Bonds

This notice was automatically generated by the Court's auto-notification system.

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**The following people were served electronically:**

Catharine Garbee Griffin for Patricia Bradshaw, Terry Bradshaw, Terry Bradshaw Mobile Home Movers  
James Donald Floyd for Patricia Bradshaw, Terry Bradshaw, Terry Bradshaw Mobile Home Movers  
Michael Pinckney Horger, Sr. for Manufactured Housing Outlet, Inc.  
Nicholas Andrew Charles for Cmh Manufacturing, Inc., Cmh Homes, Inc  
Kindrea Nichole Wilson for Latyro Jenkins  
Allen Mattison Bogan for Cmh Manufacturing, Inc., Cmh Homes, Inc

**The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:**

Catharine Garbee Griffin for Terry Bradshaw, Terry Bradshaw Mobile Home Movers