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FORM 4

STATE OF SOUTH CAROLINA **Apr 10 2023**

COUNTY OF HORRY

IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NUMBER **2019CP2607075**Meswaet Abel
Zerihun Wolde
Zerihun Wolde EstateAdam Zerihun
Meswaet Abel Prs
Wubit ZerihunLacks Beach Service
Myrtle Beach City Of

John Doe Lifeguard

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: Clerk Of Court

Attorney for: ☐ Plaintiff ☐ Defendant
☐ Self-Represented Litigant

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. ☐ See Page 2 for additional information.
- ☐ **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:

ORDER INFORMATION

*We, the jury, unanimously find in favor of the plaintiff in the amount of \$13.73 million actual damages and \$7 million punitive damages.***This order** ☒ ends ☐ does not end the case.

Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
Meswaet Abel Zerihun Wolde Zerihun Wolde Estate Adam Zerihun Meswaet Abel Prs Wubit Zerihun	Lacks Beach Service John Doe Lifeguard	\$20,730,000.00

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk.

Note: Title abstractors and researchers should refer to the official court order for judgment details.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.


Circuit Court Judge

2762

Judge Code

7/29/2022

Date

For Clerk of Court Office Use Only

This judgment was entered on , and a copy mailed first class or placed in the appropriate attorney's box on , to attorneys of record or to parties (when appearing pro se) as follows:

Harry Cooper Wilson III 3 Morris Street Suite A
Charleston, SC 29403
William Mullins McLeod Jr. PO Box 21624 Charleston, SC
29413
John Christopher Pracht V PO Box 4025 Anderson, SC
29622

Elizabeth Fulton Morrison 111 Coleman Boulevard Suite
301 Mount Pleasant, SC 29464
Joseph DuRant Thompson III 111 Coleman Boulevard, Suite
301 Mount Pleasant, SC 29446
David Richard Sligh 1303 Third Ave. Conway, SC 29576
Robert Gerald Chambers Jr. PO Box 1473 Columbia, SC
29202
Virginia Patterson Bozeman PO Box 1473 Columbia, SC
29202
Kelli Lister Sullivan PO Box 1473 Columbia, SC 29202
Paul Barry Trainor 191 Peachtree Street, NE Suite 2900
Atlanta, GA 30303

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter - Bobbi Fisher

Renee N. Elvis - Clerk of Court

E-Filing Note: In E-Filing counties, 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 judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

STATE OF SOUTH CAROLINA IN THE COURT OF COMMON PLEAS
COUNTY OF HORRY FOR THE 15th JUDICIAL CIRCUIT

Case No. 2019-CP-26-07075

MESWAET ABEL, AS PERSONAL,
REPRESENTATIVE OVER THE
ESTATE OF ZERIHUN WOLDE,

Plaintiff,

VERDICT FORM

LACK'S BEACH SERVICE

Defendant.

-
1. Was the defendant Lack's Beach Service negligent?
☒ YES - Go to Question 2
☐ NO - Stop deliberations
 2. Was the defendant's negligence a proximate cause of Zerihun Wolde's death?
☒ YES - Go to Question 3
☐ NO - Stop deliberations
 3. Was the decedent Zerihun Wolde negligent?
☐ YES - Go to Question 4
☒ NO - Go to Question 7
 4. Was Mr. Wolde's negligence a proximate cause of his death?
☐ YES - Go to Question 5

_____ NO - Go to Question 7

5. Using the combined negligence that proximately caused Mr. Wolde's injuries as one hundred percent (100%), what percentage of that negligence is attributable to Mr. Wolde and what percentage is attributable to the defendant Lack's Beach Service? [The percentages must add up to 100%.]

Plaintiff _____ %

Defendant _____ %

Total _____ %

6. Was the plaintiff's negligence greater than fifty percent?

_____ YES - Stop deliberations

_____ NO - Go to Question 7

7. We, the jury, unanimously find Plaintiff, Meswaet Abel, as Personal Representative of the Estate of Zerihun Wolde, is entitled to the following damages, if any: [Do not reduce the plaintiff's total damages based on the percentage of negligence by any party. After you have answered these questions, the judge will compute the amount of damages for which the defendant is responsible based on the percentage of the defendant's negligence which you have decided proximately caused the plaintiff's injuries. You are to determine only the total amount of the plaintiff's damages and enter that amount below.]

\$ 3.73 million Actual Damages to the Estate
of Zerihun Wolde for his conscious pain and suffering,

\$ 10 million Actual Damages to the Estate
of Zerihun Wolde for the benefit of his statutory beneficiaries Adam
Zerihun, Wubit Zerihun, Eden Zerihun and Edom Zerihun.

8. Do you, the jury, unanimously find that Plaintiff Meswaet Abel, as Personal Representative of the Estate of Zerihun Wolde, established by clear and

convincing evidence that Lack's Beach Service acted in a reckless, willful, or wanton manner, and that such recklessness caused the injuries claimed by the Plaintiff.

✓ YES

 NO

Elizabeth M. P. R.
FOREPERSON

WHEN YOU HAVE COMPLETED THE QUESTIONS, NOTIFY THE BAILIFF.

STATE OF SOUTH CAROLINA
COUNTY OF HORRY

IN THE COURT OF COMMON PLEAS
FOR THE 15th JUDICIAL CIRCUIT

Case No. 2019-CP-26-07075

MESWAET ABEL, AS PERSONAL,
REPRESENTATIVE OVER THE
ESTATE OF ZERIHUN WOLDE,

Plaintiff,

LACK'S BEACH SERVICE

PUNITIVE DAMAGES VERDICT FORM

Defendant.

What amount of punitive damages, if any, is the Plaintiff Meswaet Abel, as
Personal Representative of the Estate of Zerihun Wolde, entitled to receive:

\$7 million Dollars.


FOREPERSON

WHEN YOU HAVE COMPLETED THE VERDICT FORM, PLEASE
NOTIFY THE BAILIFF.