

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Charleston
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2022CP1001958

Marc K Knapp
PLAINTIFF(S)

James Douglas Jenkins, IV 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 matter came before the Court on the Plaintiff's Motion to Dismiss for Lack of Subject Matter Jurisdiction, filed March 7, 2023. Upon consideration, the Court finds the Plaintiff filed suit rather than seeking mediation and therefore DENIES Plaintiff's Motion to Dismiss. The Court also heard the Plaintiff's Motion for Reconsideration, filed December 18, 2022, based upon its mistaken belief that the Form 4 order dismissed the case under Rule 12 (b)(6), SCRPC. The Form 4 Order mistakenly checked the box stating the case was ended, although it also stated a formal order was to follow. The Court issued its formal order, after motions, affidavits, and arguments which converted the Motion to a Rule 56, SCRPC summary judgment motion. Accordingly, the Court DENIES the Rule 59(e) Motion.

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 03/13/2023 .

RECEIVED

APR 13 2023

SC Court of Appeals

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2023 Apr 11 5:30 PM - CHARLESTON - COMMON PLEAS - CASE#2022CP1001958
ELECTRONICALLY FILED - 2023 Mar 13 4:03 PM - CHARLESTON - COMMON PLEAS - CASE#2022CP1001958

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.



Charleston Common Pleas

Case Caption: Marc K Knapp VS James Douglas Jenkins IV , defendant, et al
Case Number: 2022CP1001958
Type: Order/Electronic Form 4

So Ordered

s/Mikell R. Scarborough 3062

Electronically signed on 2023-03-13 15:24:22 page 3 of 3

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