

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)
)
JESSICA TAYLOR, individually and)
on behalf of others similarly situated,)
)
Plaintiff,)
)
vs.)
)
CHARLESTON SOUTHERN)
UNIVERSITY,)
)
)
Defendant.)

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT

Civil Action No. 2020-CP-10-02357

**ORDER SETTING ASIDE
DEFAULT ENTERED AGAINST
CHARLESTON SOUTHERN**

UNIVERSITY
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APR 19 2023

SC Court of Appeals

This matter comes before the Court on a motion filed by Defendant Charleston Southern University (“Defendant”) on January 6, 2023, seeking to set aside default entered against it on June 21, 2021 (“Defendant’s Motion”). The Court has carefully reviewed the parties’ filings and the arguments of counsel at the hearing on March 16, 2023. Having considered all arguments and submissions and, for the reasons stated below, the Court grants Defendant’s Motion.

FACTUAL BACKGROUND

This is a putative class action brought by named Plaintiff Jessica Taylor (“Plaintiff”) against Defendant. Plaintiff brings claims for breach of contract, breach of implied contract, unjust enrichment, and conversion against Defendant and seeks reimbursement of tuition and fees from Defendant based on Defendant’s closure of its campus and use of online instruction to complete its classes during the Spring Semester of 2020 in response to the threat posed by the COVID-19 pandemic.

PROCEDURAL POSTURE

On May 28, 2020, Plaintiff filed the summons and complaint in this action, and Defendant accepted service on June 24, 2020. On July 24, 2020, Defendant removed the action to federal