

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2018-CP-42-04297 (Consolidated)

Cindy Coxie, as Special Administrator for the
Estate of Johnny Coxie
PLAINTIFF(S)

Academy, Ltd., d/b/a Academy Sports and
Outdoors, et al.
DEFENDANT(S)

Submitted by: Robert M. Cross	Attorney for : <input checked="" type="checkbox"/> Plaintiff(s) <input type="checkbox"/> Defendant or <input type="checkbox"/> Self-Represented Litigant
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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:

RECEIVED

Jul 10 2023

ORDER INFORMATION

This order ends does not end the case.
Additional Information for the Clerk :

SC Court of Appeals

The Court, in furtherance of its Monday, July 3, 2023 Order Granting Plaintiffs' Motion to Compel, ORDERS the following:

1. Academy is ordered to produce all Excel spreadsheets relating to trace data currently in its counsel's possession as soon as possible but no later than Tuesday, July 11, 2023 at 1:30 P.M.
2. In an effort to provide further protection of the privacy rights of non-parties beyond the extensive protections already provided for in the Amended Confidentiality Order, the Court offers Academy two options for how to produce the relevant Excel spreadsheets. First, Academy may redact the customer names and addresses and replace them with unique customer identifiers (such as "Customer 1") sufficient to allow Plaintiffs to perform their analysis of the records. Alternatively, Academy may, produce these spreadsheets with all customer information unredacted and marked "Attorney's Eyes Only."
3. If Academy chooses to produce documents unredacted and under an "Attorney's Eyes Only" designation, Plaintiffs are entitled to insert their own unique customer identifiers prior to sharing any documents with their expert(s).
4. Academy is ordered to produce all trace-related emails on a rolling basis, with the first batch of emails to be produced on or before Friday, July 21, 2023.

5. Academy is ordered to gather the Acquisition and Disposition books for the Greenville and Spartanburg, South Carolina stores (#219 and #215) for the time period of November 2, 2008 to November 6, 2017 and to make them available to Plaintiffs no later than Monday, August 8, 2023.
6. In an effort to provide further protection of the privacy rights of non-parties beyond the extensive protections already provided for in the Amended Confidentiality Order, Academy may redact the customer names and addresses in the Acquisition and Disposition books and replace them with unique customer identifiers (such as “Customer 1”) sufficient to allow Plaintiffs to perform their analysis of the records. If this is done, such unique numeric identifiers need to match the numeric identifiers used by Academy to identify specific customers referenced in the relevant trace-related spreadsheets (or other trace-related documents, including, but not limited to, trace-related emails).
7. If production of the requested Acquisition and Disposition records proves too burdensome, the parties may meet and confer as to the possibility of allowing Plaintiffs a reasonable opportunity to inspect the records so as to alleviate Academy’s burden.
8. Plaintiffs are entitled to discovery of the Form 4473s in Academy’s possession relating to firearm sales at the Greenville and Spartanburg, South Carolina stores (#219 and #215). The parties are ordered to meet and confer as to the issue of burden specifically as it relates to the production of Form 4473s and will provide further input to the Court at the next conference scheduled for Wednesday, July 12, 2023 at 1:30 PM.
9. In addition to further discussion as to the Form 4473 production, the parties are ordered to meet and confer with respect to Academy’s production of sales receipts relating to firearm sales at the Greenville and Spartanburg, South Carolina stores (#219 and #215) and the possibility of limiting the time frame for all documents to be produced to the period of November 2, 2008 to November 6, 2017.

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)
N/A	N/A	N/A
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.

[Court’s electronic signature page to follow.]

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

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), SCRPC.

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.



Spartanburg Common Pleas

Case Caption: Cindy Coxie , plaintiff, et al VS Academy, Ltd. , defendant, et al

Case Number: 2018CP4204297

Type: Order/Form 4

IT IS SO ORDERED

s/ J. Mark Hayes, II #2132



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

A filing has been submitted to the court RE: 2018CP4204297

Official File Stamp: 07-10-2023 01:52:12 PM
Court: CIRCUIT COURT
Common Pleas
Spartanburg
Case Caption: Cindy Coxie , plaintiff, et al VS Academy, Ltd. , defendant, et al
Document(s) Submitted: Order/Form 4 Order/Form 4
Filed by or on behalf of: J. Mark Hayes, II

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

The following people were served electronically:

D. Lawrence Kristinik, III for Academy, Ltd.
Matthew A. Abee for Academy, Ltd.
Robert Mills Ariaail, Jr. for Cindy Coxie
J. David Standeffer for Cindy Coxie
Mary Schiavo for Cindy Coxie
Samuel W. Outten for Academy, Ltd.

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

Dustan Lawson for Dustan Lawson
Todd Christopher Kohlhepp #372454 for Todd Christopher Kohlhepp #372454
Dustan Lawson
Academy, Ltd. D/B/A Academy Sports +Outdoors
Scott Charles Allan
John F Renzulli
Christopher Renzulli
Erin Davis
Dustan Lawson for Dustan Lawson
Dustan Lawson for Dustan Lawson, Dustan Lawson
Todd Christopher Kohlhepp #372454 for Todd Christopher Kohlhepp #372454
Jenna M. Tersteegen
Robert M. Cross