

ESTATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

IN THE COURT OF COMMON PLEAS
CIVIL ACTION NO.: 2021CP3204056

Vernon R. Graham,
Plaintiff,

vs.

**ORDER GRANTING PLAINTIFF'S MOTION
FOR SUMMARY JUDGMENT**

Carolina Tractor & Equipment
Company, Inc. and Lonnie D. Gates,
Defendants.

In this commercial motor vehicle negligence action, this matter is before the Court on Plaintiff's Motion for Summary Judgment as to his First and Second Causes of Action. Plaintiff argues that there are no genuine issues of material fact regarding Defendant Gates' negligence in causing the collision that is the subject of this litigation and that Defendant Carolina Tractor & Equipment Company, Inc. is vicariously liable for Gates' negligence under the doctrine of respondeat superior. Both parties have submitted briefs and the Court conducted a hearing. Having considered the Plaintiff's Motion, the parties' briefs, and hearing the arguments of counsel, the Court GRANTS Plaintiff's motion and grants Summary Judgment as to Plaintiff's First and Second Causes of Action. There are no genuine issues of material fact as to Defendant Gates' negligence or Defendant Carolina Tractor & Equipment Company, Inc's vicarious liability and Plaintiff is entitled to judgment as a matter of law.

THEREFORE, IT IS ORDERED, ADJUGED AND DECREED that Plaintiff's Motion for Summary Judgment is granted as to his First and Second Causes of Action.

IT IS SO ORDERED.

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Mar 08 2024

SC Court of Appeals



Lexington Common Pleas

Case Caption: Vernon R. Graham VS Carolina Tractor & Equipment Company, Inc.
, defendant, et al
Case Number: 2021CP3204056
Type: Order/Summary Judgment

So Ordered

The Honorable Courtney Clyburn Pope