

STATE OF SOUTH CAROLINA)
)
 COUNTY OF BEAUFORT)
)
)
 State Fiscal Accountability Authority)
 Insurance Reserve Fund, as subrogee of)
 Hilton Head No. 1 Public Service District)
)
 Plaintiff,)
 v.)
)
 Village Park Homes, LLC., Cleland)
 Construction CO., Inc., Cleland Site Prep,)
 Inc., and Ashlind Contracting Corporation)
)
 Defendants.)
 _____)

IN THE COURT OF COMMON PLEAS
 FOURTEENTH JUDICIAL CIRCUIT

CASE NO.: 2023-CP-07-00335

**ORDER DENYING DEFENDANTS’
 MOTION TO RECONSIDER**

RECEIVED
Jul 26 2024
 SC Court of Appeals

This matter is before the Court upon Defendants’ Motion for Reconsideration pursuant to Rule 59(e), SCRCF. The Motion asks this Court to alter, amend, or reconsider its order denying Defendants’ Motion for Relief from Entry of Default Judgment.

The purpose of Rule 59(e), SCRCF, to alter or amend the judgment is to request the trial judge to “reconsider matters properly encompassed in a decision on the merits.” *Arnold v. State*, 309 S.C. 157, 172, 420 S.E.2d 834, 842 (1992). Consequently, a party usually is allowed to ask the court to reconsider its decision even if it means rehashing all or part of an argument previously presented. *See Elam v. S.C. Dep’t of Transp.*, 361 S.C. 9, 22, 602 S.E.2d 772, 779 (2004). A party may wish to file such a motion when he believes the court misunderstood, failed to fully consider, or failed to rule on an argument or issue, and the party wishes for the court to reconsider or rule on it. *Elam*, 361 S.C. at 24, 602 S.E.2d at 779.

After reviewing the applicable law and considering the arguments raised in the Motion, the Court is unable to discover any material fact or principle of law that has either been overlooked or disregarded. The Court further finds no error of law nor fact not appropriately considered.

Accordingly, the Court concludes that altering, amending, or reconsidering its prior Order is unwarranted, and that the issues raised in the Motion do not change the Court's reasoning or conclusions. As such, Defendants' Rule 59(e) Motion is denied.

IT IS SO ORDERED.

June 27, 2024
Sumter, South Carolina.

The Honorable Kristi F. Curtis



Beaufort Common Pleas

Case Caption: State Fiscal Accountability Authority Insurance Reserve Fund ,
plaintiff, et al VS Village Park Homes Llc , defendant, et al

Case Number: 2023CP0700335

Type: Order/Other

So Ordered

s/ Kristi F. Curtis, Circuit Court Judge, No. 2762