

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2023CP2602193

Benjamin Shirley
PLAINTIFF(S)

Christopher Martin 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:

The ruling of this court is that notice of the Motion to Reconsider regarding the above-referenced case was not timely and is therefore denied. Rule 59 (g) of the South Carolina Rules of Civil Procedure contains clear language that requires that "A party filing a written motion under this rule shall provide a copy of this motion to the judge within ten (10) days after the filing of the motion". This court is not aware of any local rule, policy or other administrative directive that requires anyone other than the moving party to provide a copy of this motion to the judge. This court is aware that, at times, the Clerk of Court will provide a copy of this motion to a circuit judge as a courtesy but, even then, it remains incumbent upon the moving party to provide a copy of the motion to the judge in a timely manner.

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 06/17/2024 .

Stephanie Martin for Stephanie Martin
Stephanie Martin for Stephanie Martin
Christopher Martin

RECEIVED
Aug 06 2024
SC Court of Appeals

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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), SCRPC.



Horry Common Pleas

Case Caption: Benjamin Shirley VS Christopher Martin , defendant, et al

Case Number: 2023CP2602193

Type: Order/Electronic Form 4

So Ordered

s/Alan D. Clemmons 3088 Master in Equity