

Oct 14 2024

SC Court of Appeals

FILED

STATE OF SOUTH CAROLINA)
2024 OCT -1 AM 8:29)
COUNTY OF LEXINGTON)

IN THE COURT OF COMMON PLEAS

Civil Action Nos. 2022-CP-32-2497

LISA M. COMER)
CLERK OF COURT)
LEXINGTON, SC)

In the Matter of the Care & Treatment of)
Phillip Nix,)
Respondent.)

ORDER DENYING MOTION FOR NEW TRIAL PURSUANT TO RULE 59, SCRPC


This matter is before the Court on Phillip Nix’s (“Respondent”) Motion for the Court to set aside the verdict and grant a new trial. A jury trial was completed in this matter during August 12, 2024 term of court in Lexington County. The Respondent was present and represented by Kindle Johnson, Esq., and Assistant Attorney General Christopher Runyan appeared for the State of South Carolina.

Subsequent to the jury verdict, Respondent timely moved for a new trial pursuant to Rule 59, SCRPC, asserting the verdict was contrary to the law and to the weight of the evidence. The State filed no response. After careful consideration of the record in this case, this Court is unable to discover any material fact or principle of law that either has been overlooked or disregarded and further finds no error of law or facts not appropriately considered.

Accordingly, this Court hereby respectfully DENIES Plaintiff’s Motion for a New Trial pursuant to Rule 59, SCRPC. Pursuant to Rule 59(f), the Court is of the opinion that oral argument is not necessary.

IT IS SO ORDERED.

Lexington, SC
September 25, 2024


Walton J. McLeod, IV
Presiding Judge
Eleventh Judicial Circuit