

**FORM 4**

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

**JUDGMENT IN CIVIL CASE**

**CASE NO. 2024-CP-42-01645**

**PNC EQUIPMENT FINANCE, LLC,**

**S&J ASPHALT PAVING, LLC, Jose Luis GUERRERO, and Scott Robert RONSON,**

PLAINTIFF(S)

DEFENDANT(S)

<p><b>Submitted by:</b> the COURT</p>	<p><b>Attorney for:</b> <input type="checkbox"/> Plaintiff <input type="checkbox"/>                  Defendant                  or  <input type="checkbox"/> Self-Represented Litigant</p>
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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);
- 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 formal order to follow  Statement of Judgment by the Court:

This matter is before the court on motion of the defendants pursuant to Rule 59(e), SCRPC, for this Court to reconsider its order filed November 21, 2024 denying the defendants’ motion for judgment on the pleadings. Filed with the motion was the defendants’ argument and authority in support of the motion.

Applicable Law

“A motion to alter or amend the judgment shall be served not later than 10 days after receipt of written notice of the entry of the order.” Rule 59(e), SCRPC.

“A party filing a written motion under this rule shall provide a copy of the motion to the judge within 10 days after the filing of the motion.” Rule 59(g), SCRPC.

“The motion may be in the discretion of the court determined on briefs filed by the parties without oral argument.” Rule 59(f), SCRPC.

Conclusion

**RECEIVED**  
**Apr 08 2025**  
 SC Court of Appeals

After careful consideration of the defendants' timely filed motion and accompanying argument, this Court is unable to discover any material fact or principle of law that has been ignored, disregarded, or overlooked by the Court in rendering its previous decision and therefore this Court finds no reason to reconsider and alter or amend the prior Order of this Court. Further, oral argument would not benefit the Court in its consideration of the motion.

The defendants' **MOTION** to reconsider, alter, or amend should be and **IS** therefore **DENIED**.

**ORDER INFORMATION**

This order  ends  does not end, the case.

Additional Information for the Clerk: \_\_\_\_\_

<b>INFORMATION FOR THE JUDGMENT INDEX</b>		
<b>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.</b>		
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
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.**

<i>J. Derham Cole</i>	2053	04/04/2025
PRESIDING JUDGE	<b>Judge Code</b>	<b>Date</b>

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_ day of \_\_\_\_\_, **2024** and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_ day of \_\_\_\_\_, **2024** to attorneys of record or to parties (when appearing pro se) as follows:

**RACHEL E. ROGERS, Esq.**  
\_\_\_\_\_  
\_\_\_\_\_  
**ATTORNEY FOR THE PLAINTIFF**

**WILLIE H. MCABEE, III, Esq.**  
\_\_\_\_\_  
\_\_\_\_\_  
**ATTORNEY FOR THE DEFENDANT**

\_\_\_\_\_  
**AMY W. COX, 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), SCRCP.**



Spartanburg Common Pleas

**Case Caption:** Pnc Equipment Finance, Llc VS S & J Asphalt Paving, Llc ,  
defendant, et al  
**Case Number:** 2024CP4201645  
**Type:** Order/Form 4

IT IS SO ORDERED!

s/J. Derham Cole 2053