

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2022CP2301702

James Loper et al  
PLAINTIFF(S)

John Dolan  
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:

See Page 2 for Order of Court

**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 02/14/2025 .

RECEIVED

APR 10 2025

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.

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This matter came before the Court for a damages hearing against Defendant John Dolan on February 14, 2025. Plaintiffs were represented by Ra'na Heidari and Defendant Dolan represented by Kenneth Southerlin. On the Plaintiff's motion for damages, testimony was taken and the Court granted a Judgment by Default for the amount of \$84,144.97 in favor of the Plaintiffs and Plaintiffs' counsel will submit a more formal Order for this matter. In addition, Defendant Dolan filed a Motion pursuant to South Carolina Rule of Civil Procedure, Rule 12(b)(5) and Rule 12(b)(2) and a Request of an Evidentiary hearing pursuant to Rule 43(e). Prior to hearing the Plaintiffs' Motion for damages, the Court determined that Defendant Dolan was not entitled to a further hearing on the issues of personal service since those issues had been specifically addressed at the hearing on July 17, 2024 and ruled on in the Order issued on July 22, 2024. The issue of personal service was one of the primary issues addressed at the hearing and Order and Defendant Dolan's Motion was supported by several affidavits, all of which were considered by the Court in rendering its ruling as set out in the July 22, 2024 Order. Defendant Dolan filed a timely Motion for Reconsideration which was denied by Order issued August 5, 2024. Therefore, the Court has previously addressed the specific issues raised in this Defendant's current Motions and finds that he is not entitled to another "bite at the apple" by way of another hearing. Therefore, Defendant Dolan's Motions are denied.



Greenville Common Pleas

**Case Caption:** James Loper , plaintiff, et al vs. Joshua S Fernandez , defendant, et al  
**Case Number:** 2022CP2301702  
**Type:** Order/Electronic Form 4

So Ordered

s/ Honorable Perry H. Gravelly, #2755