

Jun 09 2025

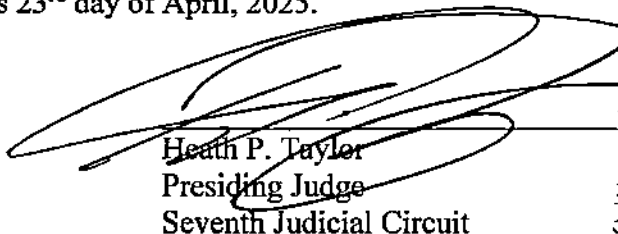
S.C. SUPREME COURT

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF SPARTANBURG	)	SEVENTH JUDICIAL CIRCUIT
	)	
DARIUS CATHCART,	)	Case No. 2018-CP-42-2286
	)	
APPLICANT.	)	
v.	)	AMENDED ORDER DENYING
	)	MOTION TO RECONSIDER
THE STATE OF SOUTH CAROLINA,	)	
	)	
RESPONDENT.	)	

This matter is before the Court on Respondent’s Motion to Reconsider, Alter or Amend pursuant to Rule 59 (e), SCRCP. Respondent acknowledges receiving the order in this matter on January 16, 2025. (See Respondent’s Motion to Reconsider, Alter or Amend pursuant to Rule 59 (e), SCRCP, p. 2 at footnote 1). The motion presently before the Court was filed February 3, 2025. Motions pursuant Rule 59 (e) must be filed within ten (10) days of the receipt of written notice of the filing of an order. Rule 59, SCRCP. Because more than ten (10) days elapsed between Respondent’s receipt of the order in this matter, Respondent’s Motion to Reconsider, Alter or Amend is hereby denied as untimely filed. *Hassell v. City of Columbia*, 430 S.C. 620, 627, 846 S.E.2d 373, 377 (Ct. App. 2020)(“Rule 59 does not apply because the motion was *filed* after the ten-day limitation of Rule 59.”)(emphasis added).

**IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that Respondent’s Motion to Reconsider, Alter or Amend is hereby denied.

**AND IT IS SO ORDERED** this 23<sup>rd</sup> day of April, 2025.



Heath P. Taylor  
 Presiding Judge  
 Seventh Judicial Circuit

Columbia, South Carolina

2025 MAY -7 AM 11:36  
 CLERK OF COURT  
 SPARTANBURG COUNTY  
 AMY W. COX

FILED