

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
COUNTY OF PICKENS	)	THIRTEENTH JUDICIAL CIRCUIT
Michael and Mary Smith,	)	
	)	
Plaintiff,	)	FINAL ORDER REGARDING
vs.	)	MOTION TO RECONSIDER
	)	
King Asphalt, Inc.,	)	
	)	
Defendants.	)	Case No.: 2021-CP-39-00329

A Rule 59(e), SCRCPP motion to reconsider and to alter or amend has been received, filed with the Court on February 28, 2025, and served on the Court on February 28, 2025. Plaintiffs' then filed a Supplement – Plaintiffs' Motion to Reconsider Pursuant to Rule 59(e) on March 20, 2025 and served it upon the Court on March 21, 2025. As previously explained, pursuant to Rule 59(f), SCRCPP, the Court, in its discretion, may decide the motion based on briefs without oral argument. The Court indicated to the parties by prior order in the Initial Order Regarding Motion for Reconsideration that it would decide the issues on written submissions. Further, the Court informed the parties that written submissions were not required by the non-moving party, and that the moving party could rely upon its filings or supplement. Plaintiffs then filed a Motion for Leave to File a Surreply to Defendant's Return to Plaintiffs' Motion to Reconsider, which this Court granted. The deadlines to file written submissions regarding this motion has now passed.

After careful consideration of the able arguments and filings of Counsel and review of the record, the 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 fact not appropriately considered.

Accordingly, the Motion for Reconsideration made pursuant to Rule 59, SCRCPP, <sup>1</sup> is respectfully DENIED.

IT IS SO ORDERED.

**Presiding Judge's Signature Page to Follow.**

<sup>1</sup> The Court, in its discretion, has determined this Motion on the filings, without oral argument, pursuant to Rule 59(f), SCRCPP.



Pickens Common Pleas

**Case Caption:** Michael Smith , plaintiff, et al VS Themistoklis Economo , defendant,  
et al  
**Case Number:** 2021CP3900329  
**Type:** Order/Other

So Ordered

Jessica A. Salvini

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ELECTRONICALLY FILED - 2025 May 27 1:07 PM - PICKENS - COMMON PLEAS - CASE#2021CP3900329