

FORM 4

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2020CP4202169

Andrea Allen et al
PLAINTIFF(S)

Spartanburg Regional Health Services District, Inc. et al
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:

This matter came before the Court on the Motion of Defendants' Chi Hun Lim, M.D., Megan Nicholas, PA, and Carolina Orthopaedic and Neurological Associates ASC, LLC (the "Defendants") to amend their answer to assert a new defense of independent/intervening/superseding causation.

Ashby W. Davis, Esq. appeared on behalf of the moving Defendants. Gerald D. Jowers, Jr. appeared for Plaintiff.

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 05/09/2025 .

As Pr Of The Estate Of Albert Jefferies

RECEIVED
Aug 27 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.

Having reviewed the motion before the Court, the parties' memoranda pertaining thereto, and having heard arguments of counsel at the hearing, the Court DENIES the Defendants' motion. This matter has been pending against Defendants for almost four years and is set as a date certain trial the week of June 2, 2025.

Rule 15(a), SCRPC, provides in pertinent part that "leave (to amend a pleading) shall be freely given when justice so requires and does not prejudice the other party." In this case, given the length of time the action has been pending and the fact that it is only approximately three weeks until a date-certain trial, the Court finds that allowing the amendment of Defendants' Answer to assert an additional defense would not permit Plaintiff adequate time to conduct any additional discovery needed regarding the new defense and would serve to prejudice Plaintiff. Therefore, Defendants' motion is DENIED.



Spartanburg Common Pleas

Case Caption: Andrea Allen , plaintiff, et al VS Spartanburg Regional Health Services District, Inc. , defendant, et al

Case Number: 2020CP4202169

Type: Order/Electronic Form 4

IT IS SO ORDERED!

s/ J. Derham Cole, Jr. 2789