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Sep 16 2025

SC Court of Appeals

David Hayes et al
PLAINTIFF(S)

Miranda Mitchum 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 was before the Court on Sept. 5, 2025, on pro se defendant's motions styled as motion to dismiss and motion for jury trial. Defendant appeared pro se, Plaintiff was represented by Counsel. These motions being heard by the Court on the same day as Plaintiff's Motion for Summary Judgment. This Court having orally granted Plaintiff's Motion for Summary and with a written order pending hereby finds Defendants motions to be moot and therefore DENIED. Moreover, even if these motions were/are not moot, pursuant to the standards applicable to Rule 12, SCRPC, the Defendants motion to dismiss should be DENIED. The Court makes clear that to the extent that the Court alters or amends it decision to grant summary judgment to Plaintiff, the denial of Defendant's motion for jury trail shall be without prejudice to her right to refile the same.

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 09/08/2025 .

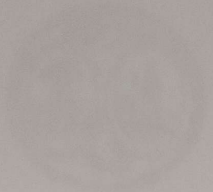
Miranda Mitchum for Miranda Mitchum
Miranda Mitchum for Miranda Mitchum
David Hayes
Miranda Mitchum

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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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), SCRCP.



Berkeley Courtroom Plaza

Case Caption: David Hayes, Plaintiff, et al VS Miriam Martinez
Case Number: 2024CP0803108
Type: Order Electronic Form 4

Sealed
s/T.J. Rudy (92794)

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Berkeley Common Pleas

Case Caption: David Hayes , plaintiff, et al VS Miranda Mitchum
Case Number: 2024CP0803108
Type: Order/Electronic Form 4

So Ordered

s/ T.J. Rode (#2792)

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