

Dec 01 2025

80 Court of Appeals

STATE OF SOUTH CAROLINA  
COUNTY OF CHEROKEE

Sharon Brown,

Plaintiff,

v.

Cherokee County School District,

Defendant.

IN THE COURT OF COMMON PLEAS  
SEVENTH JUDICIAL CIRCUIT

C.A. No.: 2017-CP-11-00735

**DEFENDANT’S MEMORANDUM  
IN OPPOSITION TO PLAINTIFF’S  
MOTION TO AMEND ORDER AND  
JUDGMENT AND MOTION FOR  
RECONSIDERATION**

Defendant Cherokee County School District (“the District”) submits this Memorandum of Law in Opposition to Plaintiff’s Motion to Amend Order and Judgment and Motion for Reconsideration of the Court’s September 10, 2021, Order <sup>1</sup> Plaintiff has not, and cannot, show that the Court erred in granting in part the District’s Motion for Summary Judgment, or that any factual designations in the Court’s Order should be “corrected.” Instead, Plaintiff merely expresses dissatisfaction with the Court’s ruling, which is an insufficient ground for relief under Rule 59(e).

**RELEVANT FACTS**

On March 19, 2021, the District filed a Motion for Summary Judgment and Memorandum of Law in Support of its Motion. (District’s “Motion for Summary Judgment”). Following Plaintiff’s Response and Memorandum of Law in Opposition, including supplemental memoranda, to the District’s Motion for Summary Judgment (“Response in Opposition”), the Court parties heard oral arguments on March 29, 2021, with the Honorable R. Keith Kelly presiding.

On April 6, 2022, Judge Kelly directed the District’s counsel to draft and provide the Court with a proposed order granting in part and denying in part the District’s Motion for Summary

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<sup>1</sup> The District incorporates by reference its Motion for Summary Judgment and accompanying Memorandum of Law.

STATE OF SOUTH CAROLINA  
COUNTY OF CHEROKEE

SHARON BROWN,  
Plaintiff,

v.

CHEROKEE COUNTY SCHOOL  
DISTRICT,  
Defendant.

IN THE COURT OF COMMON PLEAS  
SEVENTH JUDICIAL CIRCUIT

CASE NO.: 2017-CP-11-00735

**NOTICE OF MOTION AND  
SUPPLEMENTAL MOTION FOR  
SUMMARY JUDGMENT BY  
DEFENDANT CHEROKEE COUNTY  
SCHOOL DISTRICT**

**TO: FLETCHER N. SMITH, ESQUIRE, ATTORNEY FOR PLAINTIFF:**

**YOU WILL PLEASE TAKE NOTICE** that Defendant Cherokee County School District (“the District”) by and through its undersigned counsel, and pursuant to Rule 56, SCRPC, will move before the presiding Judge of the Court of Commons Pleas for the Seventh Judicial Circuit, at the Cherokee County Courthouse, Gaffney, South Carolina on the tenth (10th) day after service hereof, or as soon thereafter as counsel may be heard, for an Order granting summary judgment in its favor as to Plaintiff’s causes of action for Breach of Contract and Breach of Contract with Fraudulent Intent set forth against it in Plaintiff’s Complaint.

On March 19, 2022, the District filed its initial Motion for Summary Judgment to dismiss all of Plaintiff’s causes of action. On March 26, 2022, Plaintiff filed her Response in Opposition to the District’s Motion for Summary Judgment. Counsel for Defendant and Plaintiff filed accompanying memoranda in support and opposition, respectively, to the District’s Motion for Summary Judgment. On March 29, 2022, the Court heard oral arguments by the District and Plaintiff in support and opposition, respectively, to the District’s Motion for Summary Judgment. On March 29, 2022, the Honorable Judge R. Keith Kelly issued an Order granting in part and