

Virginia Parsons Estate et al
PLAINTIFF(S)

Atlas Senior Living LLC 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:

See attached page 2.

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 09/05/2025 .

Oakview Park Developer LLC

RECEIVED
Dec 08 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), SCRCP.

Several motions came before this Court on August 28, 2025. Plaintiff's Motion to Compel and Defendant's Motion for Protection from Discovery have been disposed of by a prior Order. The only remaining motion is Defendant's Motion to Compel Arbitration and Stay Proceedings. After careful consideration of the thorough arguments, submissions of the parties, pleadings, and review of relevant statutory law, Defendant's Motion to Compel Arbitration and Stay Proceedings is Denied. This Court does not reach this decision based on waiver. Defendants have not waived their contractual right to arbitration. However, the court does find that this arbitration agreement is unconscionable, both procedurally and substantively. Therefore, Defendant's Motion to Compel Arbitration and Stay Proceeding is Denied. Counsel for Plaintiff is to prepare a formal proposed order and send to the Court.

And it is so Ordered.



Greenville Common Pleas

Case Caption: Virginia Parsons Estate , plaintiff, et al vs. Atlas Senior Living LLC ,
defendant, et al

Case Number: 2024CP2306777

Type: Order/Electronic Form 4

So Ordered

Patrick C. Fant, III