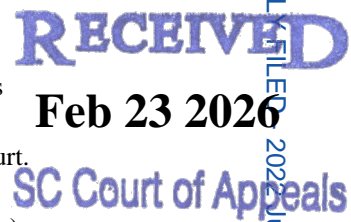




ELECTRONICALLY FILED 2022 Jul 21 11:03 AM - EDGEFIELD - COMMON PLEAS - CASE#2021CP1900005

Barry Lanham et al  
PLAINTIFF(S)

Wumag Texroll Gmbh & Co. Kg  
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:

Parties convened at the Edgefield County Courthouse on July 18, 2022 on Defendant Wumag Texroll GmbH & Co. KG's Motion to Dismiss. Present at the hearing was John Parker on behalf of the Plaintiff and Robert Osborne on behalf of the Defendant.

At the hearing, defendant sought an order dismissing plaintiffs' complaint for lack of personal jurisdiction, insufficient service of process, and failure to state a claim pursuant to Rules 12(b)(2), 12(b)(5), and 12(b)(6). Plaintiff argued that the Court has personal jurisdiction over the Defendant, that service through the South Carolina Secretary of State was proper, and that the Defendant is liable under SC successor liability law.

Upon review and consideration of arguments made at the hearing, a review of memoranda prepared by the parties and the affidavits provided, the court hereby DENIES the motion at this time. After the completion of appropriate discovery, Defendant's arguments may be readdressed through Rule 56, SCRPC.

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 07/21/2022 .

Alicia K. Clawson

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.

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Edgefield Common Pleas

**Case Caption:** Barry Lanham , plaintiff, et al VS Wumag Texroll Gmbh & Co. Kg

**Case Number:** 2021CP1900005

**Type:** Order/Electronic Form 4

It Is So Ordered

s/ Walton J. McLeod