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SC Court of Appeals

FORM 4

JUDGMENT IN A CIVIL CASE

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

CASE NOS. 2019-CP-38-00550

ROBERT and DEBRA GEATHERS

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: COURT

Attorney for : ☐ Plaintiff ☐ Defendant
or
☐ Self-Represented Litigant

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. ☐ See Page 2 for additional information.
- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j), SCRCP; ☐ 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 attached) ☒ Statement of Judgment by the Court:

THIS MATTER CAME BEFORE THE COURT on December 3rd, 2024 via WebEx on Plaintiffs' Motion on the Issue of Multiple Occurrences and Plaintiffs' Motion for Partial Summary Judgment on the Issue on the NCAA's Duty to Robert Geathers. The parties submitted written briefs on these issues. Plaintiffs were represented by David Langfitt, Esq. and John Kassel, Esq. Defendant was represented by Andrew Fletcher, Esq. and John E. Cuttino, Esq. Having reviewed the written arguments and considered the applicable law, the Court finds as follows:

Concerning the motion on the issue of multiple occurrences, the Court finds that this issue is a matter for a jury to determine. As for the Motion on the NCAA's Duty to Robert Geathers, the Court finds that ruling upon this issue at this time is premature and should be addressed at trial.

It is so ordered.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

Additional Information for the Clerk :

ELECTRONICALLY FILED - 2024 Dec 11 9:50 AM - ORANGEBURG - COMMON PLEAS - CASE#2019CP3800550

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.		
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$
If applicable, describe the property, including tax map information and address, referenced in the order:		

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk.

Note: Title abstractors and researchers should refer to the official court order for judgment details.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

s/ Frank R. Addy, Jr.

2159

December 10,
2024

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

John Kassel, Esq.

David D. Langfitt, Esq.

Bakari Sellers, Esq.

ATTORNEY(S) FOR THE PLAINTIFF(S)

John E. Cuttino, Esq.

C. Bradley Hutto, Esq.

Lewis Schlossberg, Esq.

Andrew K. Fletcher, Esq.

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter: No court reporter

E-Filing Note: In E-Filing counties, 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 judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRC.



Orangeburg Common Pleas

Case Caption: Robert Geathers , plaintiff, et al VS National Collegiate Athletic Association
Case Number: 2019CP3800550
Type: Order/Form 4

So Ordered

S/ Frank R. Addy, Jr.