

RECEIVED

May 21 2024

SC Court of Appeals

ELECTRONICALLY FILED - 2023 Oct 20 9:44 AM - KERSHAW - COMMON PLEAS - CASE#2022CP2800782

STATE OF SOUTH CAROLINA)
)
)
COUNTY OF KERSHAW)
)
Christine Jernigan and Justin Jernigan,)
)
Plaintiffs,)
)
)
VS.)
)
Kershaw County Sherriff's Office,)
Defendant.)
_____ -)

IN THE COURT OF COMMON PLEAS
5TH JUDICIAL CIRCUIT

Case Number: 2022CP2800782

**ORDER DENYING PLAINTIFF'S MOTION
FOR SANCTIONS/CONTEMPT**

This matter comes before the Court upon Plaintiff's Motion for Sanctions/Contempt against Defendant Kershaw County Sheriff's Office (the Motion). Plaintiff filed the Motion on February 23rd, 2023 and later filed a Memorandum in Support of the Motion on April 24th, 2023. Defendant filed a Response in Opposition to the Motion on May 30th, 2023. This Court conducted a hearing on the motion in-person at the Kershaw County Courthouse on April 27th, 2023. Justin Jernigan appeared on behalf of the Plaintiff and David Leon Morrison appeared on behalf the Defendant. Both parties were given the opportunity to be fully heard during the hearing. During the hearing the Court provided Defendant with 30 days to respond to Plaintiffs' allegations of: (1) violation of Judge Jocelyn Newman's December 28th, 2022 Order; and (2) discovery abuses through a supplemental briefing.

On December 28, 2022 Judge Jocelyn C. Newman issued a Form 4 Order (the Order) stating, "Following a hearing on December 19, 2022, the Court ordered that Defendants shall fully comply with the South Carolina Freedom of Information Act vis-à-vis Plaintiff's requests within 20 days of the hearing."

After thoroughly considering all of the arguments made during the April 27th, 2023 hearing and the written submissions of the parties, this Court finds that Defendant complied with the Order to the best of its ability and in good faith. Therefore, Plaintiff's Motion for Sanctions/Contempt is hereby **DENIED**.

IT IS SO ORDERED.

The Honorable Daniel Coble
Presiding Judge

Columbia, South Carolina



Kershaw Common Pleas

Case Caption: Christine Jernigan , plaintiff, et al VS Sheriffs Office Kershaw County
Case Number: 2022CP2800782
Type: Order/Other

So Ordered

s/ Daniel Coble, 2774