

FORM 4

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

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2012CP4603151

Winthrop University

Pickens Roofing And  
 Sheet Metals Inc

FILED-RECEIVED  
 MAR 21 5 11 PM '12  
 YORK COUNTY  
 CLERK OF COURT

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for:  Plaintiff  Defendant  
 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), 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: \_\_\_\_\_
- 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:

ORDER INFORMATION

This order  ends  does not end the case.

Additional Information for the Clerk: SEE ATTACHED VERDICT FORM

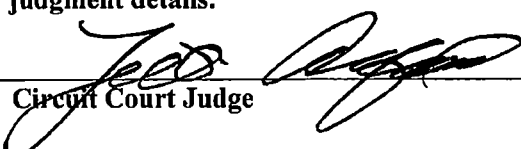
INFORMATION FOR THE JUDGMENT INDEX

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.**

  
 Circuit Court Judge

2113  
 Judge Code

  
 Date

**For Clerk of Court Office Use Only**

This judgment was entered on **March 21, 2014**, and a copy mailed first class or placed in the appropriate attorney's box on **March 21, 2014**, to attorneys of record or to parties (when appearing pro se) as follows:

**Zachary Jett Butler Pappas** 11620 N Community House  
Road Charlotte, NC 28277  
**Peter Vogt Butler Pappas Weihmuller Katz Craig Llp** 11620  
N Community House Road Charlotte, NC 28277

**Kirby Darr Shealy III** PO Box 2285 Columbia, SC 29202

---

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

---

**ATTORNEY(S) FOR THE DEFENDANT(S)**

David Hamilton

**Court Reporter :** *Aileen Butler*

**David Hamilton - Clerk of Court**

---

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

---

---

---

---

---

---

---

---

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF YORK )  
  
The Winthrop University Trustees for the )  
State of South Carolina, )  
 )  
Plaintiff, )  
 )  
v. )  
Pickens Roofing and Sheet Metals, Inc., )  
 )  
 )  
Defendant. )

IN THE COURT OF COMMON PLEAS  
FOR THE SIXTEENTH JUDICIAL CIRCUIT

CIVIL ACTION NO. 2012-CP-46-315

VERDICT FORM

FILED-RECEIVED  
MAR 21 AM 8:32  
DAVID HAMILTON  
C.C.J.P. & G.S.  
YORK COUNTY, SC

**INSTRUCTIONS:** Please respond to the following questions in writing. All of the jury's answers must be unanimous.

1. Do you, the jury, find that Pickens Roofing breached the terms of its contract with Winthrop and that this breach was a proximate cause of Winthrop's damages?

(check one)  YES  NO

2. Do you, the jury, find that Pickens Roofing was negligent and that such negligence proximately caused the Winthrop's damages?

(check one)  YES  NO

*(If you answered "NO" to Questions 1 and 2, stop here and sign and date the verdict form on page 2.)*

3. Do you, the jury, find that Winthrop was negligent and that such negligence proximately caused its damages?

(check one)  YES  NO

*(If you answered "YES," proceed to Question 4.)*

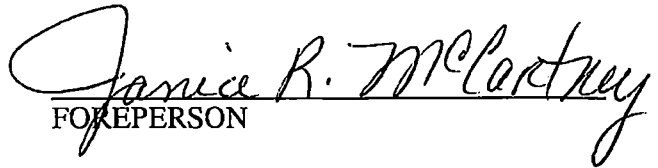
4. (Only answer Question 4 if your answers to both Question 2 and Question 3 were "YES.")

Taking the combined negligence that proximately caused Winthrop's damages as one hundred percent (100%), what percentage of negligence is attributable to Pickens Roofing and what percentage is attributable to Winthrop?

(The percentages must add up to 100%.)

Pickens Roofing	<u>60</u>	%
Winthrop	<u>40</u>	%
TOTAL	<u>100</u>	%

*Please sign and date the verdict form.*

  
FOREPERSON

Date: March 20, 2014.

York, South Carolina

**WHEN YOU HAVE COMPLETED THE VERDICT FORM, NOTIFY THE BAILIFF.**

FORM 4

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

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2012CP4603151

Winthrop University

Pickens Roofing And  
 Sheet Metals Inc

FILED-RECEIVED

2014 MAR 21 PM 2:17  
 DAVID HAMILTON  
 C.C.C.P. & GS  
 YORK COUNTY, SC

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for:  Plaintiff  Defendant  
 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), 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: \_\_\_\_\_
- 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:

ORDER INFORMATION

This order  ends  does not end the case.

Additional Information for the Clerk: See attached Verdict Form (Damages)

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)
Winthrop University	Pickens Roofing and Sheet Metals Inc	\$ 7,223,343.14

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.**

Circuit Court Judge

2113  
 Judge Code

Date

3/21/14

**For Clerk of Court Office Use Only**

This judgment was entered on March 21 2014, and a copy mailed first class or placed in the appropriate attorney's box on March 21 2014, to attorneys of record or to parties (when appearing pro se) as follows:

Peter Vogt Butler Pappas 11620 N Community House Road  
Charlotte, NC 28277  
Zachary Jett Butler Pappas Weihmuller Katz Craig Llp  
11620 N Community House Road Charlotte, NC 28277

Kirby Darr Shealy III PO Box 2285 Columbia, SC 29202

---

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

---

**ATTORNEY(S) FOR THE DEFENDANT(S)**

David Hamilton

**Court Reporter: Aileen Butler**

**David Hamilton - Clerk of Court**

---

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

---

---

---

---

---

---

---

---

STATE OF SOUTH CAROLINA )  
COUNTY OF YORK )

IN THE COURT OF COMMON PLEAS  
FOR THE SIXTEENTH JUDICIAL CIRCUIT

CIVIL ACTION NO. 2012-CP-46-3151

The Winthrop University Trustees for the )  
State of South Carolina, )

Plaintiff, )

v. )

Pickens Roofing and Sheet Metals, Inc., )


Defendant. )

**VERDICT FORM**

FILED-RECEIVED  
2014 MAR 21 PM 2:17  
DAVID HAMILTON  
C.C.P. & GS  
YORK COUNTY, SC

We the Jury find damages in the amount of \$ 7,223,343.14.

*Please sign and date the verdict form.*

  
FOREPERSON

Date: March 21, 2014.

York, South Carolina

**WHEN YOU HAVE COMPLETED THE VERDICT FORM, NOTIFY THE BAILIFF.**