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APR 21 2015

Kenneth R. Gainey
 PLAINTIFF(S)

Timothy M. Gainey
 DEFENDANT(S)

SC Court of Appeals

Submitted by: Benjamin H. Culbertson, Presiding Judge	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or <input type="checkbox"/> 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:

Jury verdict for the defendant. See attached Verdict form (See page 2).

ORDER INFORMATION

This order ends does not end the case.
 Additional Information for the Clerk :

FILED
 OFFICE OF CLERK
 OF COURT
 LANCASTER, SC
 2015 MAR 18 PM 7:04
 CLERK OF COURT
 LANCASTER, SC

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)
N/A	N/A	\$ N/A
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.

Benjamin H. Culbertson
 Benjamin H. Culbertson, Circuit Court Judge
 SCRPC Form 4C (03/2013)

2148
 Judge Code

March 18, 2015
 Date
 Page 1

For Clerk of Court Office Use Only

This judgment was entered on the 18 day of March, 2015 and a copy mailed first class or placed in the appropriate attorney's box on this 18 day of March 2015 to attorneys of record or to parties (when appearing pro se) as follows:

Philip E. Wright

Trent M. Grissom

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Curt Hammon
CLERK OF COURT

Court Reporter: Michael Cary Watkins

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.

Plaintiff voluntarily dismisses his cause of action for accounting.

Parties consent to dissolution of A-List Properties, LLC upon final disposition of the plaintiff's pending action against the former tenant.

Defendant's Motion for Directed Verdict as to plaintiff's cause of action for Breach of Contract with Fraudulent Intent is GRANTED.

Jury verdict for defendant on plaintiff's cause of action for indemnification.

Plaintiff's post-trial Motion for Judgment NOV is DENIED.

STATE OF SOUTH CAROLINA)
)
COUNTY OF LANCASTER)

THE COURT OF COMMON PLEAS
SIXTH JUDICIAL CIRCUIT
CASE NUMBER: 2012-CP-29-1187

Kenneth R. Gainey,)
)
Plaintiff,)

vs.)

VERDICT

Timothy M. Gainey,)
)
Defendant.)


(Check one)

- WE, THE JURY, FIND IN FAVOR OF THE PLAINTIFF KENNETH R. GAINEY AND AWARD THE PLAINTIFF JUDGMENT AGAINST THE DEFENDANT TIMOTHY M. GAINEY IN THE AMOUNT OF:

\$ _____

- WE, THE JURY, FIND IN FAVOR OF THE DEFENDANT.

March, 18, 2015



Jeffrey S. Torres, Foreperson

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OF COURT
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LANCASTER, SC