

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )  
 )  
James Chaffin and Marietta Chaffin, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
Richland County Sheriff's Department, )  
Deputy Brian Metz, Investigator Roy )  
Livingston, Tallie and Devra Lackey, )  
Individually and as the Parents to Minor )  
██████████, )  
 )  
Defendants. )

IN THE COURT OF COMMON PLEAS  
Civil Action No. 14-CP-40-2209


MOTION TO RECONSIDER

RECEIVED  
SEP 04 2015  
SC Court of Appeals

Comes now the Plaintiffs by and through their undersigned attorney and would request a Hearing to Reconsider the Order dismissing Defendants Richland County Sheriff's Department and Deputy Brian Metz entered in this case on September 9, 2014.

Respectfully submitted this 19<sup>th</sup> day of September 2014.

A.J.Z. Law Firm, LLC  
PO Box 11961  
Columbia, SC 29211  
(803) 400-1918 (telephone)  
(803) 403-8005 (fax)  
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By:   
Aimee J. Zmroczek (SC Bar No. 77193)  
Attorney for Defendant

Columbia, South Carolina  
September 19, 2014



**CLERK'S VERIFICATION**

Collected by: \_\_\_\_\_ Date Filed: \_\_\_\_\_

MOTION FEE COLLECTED: \$ \_\_\_\_\_

CONTESTED - AMOUNT DUE: \$ \_\_\_\_\_

SCCA 233 (11/2003)



STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND  
IN THE COURT OF COMMON PLEAS  
James Chaffin

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2014-CP-40-2209  
Richland County Sheriff's Department

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: \_\_\_\_\_

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.
- ACTION DISMISSED (CHECK REASON):  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  
 Rule 43(k), SCRPC (Settled);  Other Dismissed without prejudice
- 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 \_\_\_\_\_

RICHLAND COUNTY  
SHERIFF'S DEPARTMENT  
2015 JUL 20 PM 12:30  
JEANETTE W. McBRIDE  
C.O.C. & S.

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 : Plaintiff's Motion to Reconsider is Denied

INFORMATION FOR THE PUBLIC 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
		\$
		\$
		\$

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 K. Hood Judge Code 2164 Date July 14, 2015

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 21 day of July, 2015 to attorneys of record or to parties (when appearing pro se) as follows:

Aimee Zmroczek

Derek Shoemake

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter \_\_\_\_\_

Clerk of Court Jeanette W. McBride



STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF RICHLAND )  
 )  
 James Chaffin and Marietta Chaffin, )  
 Plaintiff, )  
 vs. )  
 )  
 Richland County Sheriff's Department, )  
 Deputy Brian Metz, Investigator Roy )  
 Livingston, Tallie and Devra Lackey, )  
 Individually and as the Parents to Minor )  
 [REDACTED] )  
 Defendant. )

IN THE COURT OF COMMON PLEAS  
 FIFTH JUDICIAL CIRCUIT

CASE NO.: 2014-CP-40-2209

**MOTION AND ORDER INFORMATION  
 FORM AND COVERSHEET**

**RECEIVED**  
 SEP 04 2015  
 SC Court of Appeals

Plaintiff's Attorney: Aimee J. Zmroczek, Bar No. 77193 Address: PO Box 11961, Columbia, SC 29211 Phone: 803-400-1918 Fax 803-403-8005 E-mail: ajzlawfirm@gmail.com Other: _____	Defendant's Attorney: John S. Simmons, Bar No. _____ Address: PO Box Five, Columbia, SC 29202 Phone: 803-779-4600 Fax 803-254-8874 E-mail: jsimmons@simmonsfirm.com Other: _____
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**MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)**  
 **FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)**  
 **PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)**

**SECTION I: Hearing Information**

Nature of Motion: Reconsider  
 Estimated Time Needed: \_\_\_\_\_ Court Reporter Needed:  YES /  NO

**SECTION II: Motion/Order Type**

Written motion attached  
 Form Motion/Order  
 I hereby move for relief or action by the court as set forth in the attached proposed order.

\_\_\_\_\_ 9/19/2014  
 Signature of Attorney for  Plaintiff /  Defendant Date submitted

**SECTION III: Motion Fee**

PAID - AMOUNT: \$ \_\_\_\_\_  
 EXEMPT: (check reason)

Rule to Show Cause in Child or Spousal Support  
 Domestic Abuse or Abuse and Neglect  
 Indigent Status  State Agency v. Indigent Party  
 Sexually Violent Predator Act  Post-Conviction Relief  
 Motion for Stay in Bankruptcy  
 Motion for Publication  Motion for Execution (Rule 69, SCRCF)  
 Proposed order submitted at request of the court; or,  
 reduced to writing from motion made in open court per judge's instructions  
 Name of Court Reporter: \_\_\_\_\_  
 Other: \_\_\_\_\_

<p align="center"><b>JUDGE'S SECTION</b></p> <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____
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**CLERK'S VERIFICATION**

Collected by: \_\_\_\_\_ Date Filed: \_\_\_\_\_

MOTION FEE COLLECTED: \$ \_\_\_\_\_

CONTESTED - AMOUNT DUE: \$ \_\_\_\_\_

SCCA 233 (11/2003)