STATE OF SOUTH CAROLINA COUNTY OF HORRY Donna Jensen, Plaintiff, vs. MATTHEW B. WISEMAN and PEOPLES UNDERWRITERS INC., Defendants.	IN THE COURT OF COMMON PLEAS FOR THE FIRST JUDICIAL CIRCUIT CASE No. 2012-CP-18-2797 **ORDER DENYING MOTION TO RECONSIDER, ALTER OR AMEND**

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SC Court of Appeals

This matter is before the Court by way of the Plaintiff's Motion to Reconsider, Alter or Amend Order granting Defendants' Motion for Summary Judgment. The Plaintiff presents in his motion to reconsider several new pieces of evidence regarding the plaintiff's possible insurable interest in the company vehicles.[1] Statements of fact presented only in attorney's argument should not be considered by the court in determining whether a genuine issue of material fact exists. *See* West v. Gladney, 341 S.C. 127, 135, 533 S.E.2d 334, 338 (Ct.App.2000). Furthermore, a party cannot use Rule 59(e) to present new evidence to the court. *See* Brailsford v. Brailsford, 380 S.C. 443, 448, 669 S.E.2d 342, 345 (Ct. App. 2008). For the foregoing reasons the Court may not consider the new evidence presented in the Plaintiff's motion to reconsider. Therefore, the Plaintiff's motion fails to raise any novel issue for the Court's consideration. The Plaintiff's Motion to Alter or Amend Judgment is **Denied.**

AND IT IS SO ORDERED.

Judge Diane S. Goodstein

FILED
HORRY COUNTY
2015 SEP 10 PM 1:26
JEANNE HUGGINS-WARD
CLERK OF COURT

September 10, 2015
Conway, South Carolina

[1] There is no evidence that these documents were turned over during discovery.

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