

FILED-CLERK OF COURT
STATE OF SOUTH CAROLINA IN AND FOR THE COUNTY OF GREENVILLE) S.C. IN THE COURT OF COMMON PLEAS
PAUL B. WICKENS, CLERK)
COUNTY OF GREENVILLE)

CASE NO. 2015-CP-23-3189

2015 DEC 1 PM 4:33

Laurel Vaughn,

vs.

Sunchrony Bank,

Defendant.

ORDER


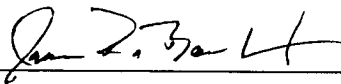
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DEC 07 2015
SC Court of Appeals

At a hearing on a motion to compel held in Greenville County on October 14, 2015, counsel for the plaintiff informed the court that the plaintiff's original claim for damages was approximately \$250.00 but that the claim had reached approximately \$5,100.00 because of potential treble damages and attorney's fees. Because of the amount of damages claimed by the plaintiff, the Court sent the case to Magistrate Court. The Court has now received a Motion to Reconsider claiming plaintiff's damages exceed the Magistrate Court jurisdiction. The Court was informed by Plaintiff's attorney during a telephone conference with Defendant's counsel that plaintiff incurred additional costs for her to attend the Motion to Compel hearing as well as additional attorney's fees.

The Motion to Reconsider is denied. Plaintiff's attorney cannot submit additional claims/damages after the hearing. The Court further believes the additional damages for the plaintiff attending the hearing are not proper under the Unfair Trade Practices Act.

NOW THEREFORE, the Motion to Reconsider is denied.

IT IS SO ORDERED.

The Honorable James R. Barber, III

PRESIDING JUDGE

Columbia, SC

11/20, 2015

STATE OF SOUTH CAROLINA

JUDGMENT IN A CIVIL CASE

COUNTY OF GREENVILLE

IN THE COURT OF COMMON PLEAS

FILED-CLERK OF COURT CASE NO. 2015CP2303189
GREENVILLE CO. S.C.
PAUL B. WICKENSIMER

2015 DEC 1
Laurel Vaughn vs PNC Bank

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: _____
- 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; Statement of Judgment by the Court:

Dated at Greenville, South Carolina, this .

Court Reporter:

PRESIDING JUDGE -

This judgment was entered on the 1st day of December, 2015, and a copy mailed first class this 1st day of December, 2015, to attorneys of record or to parties (when appearing pro se) as follows:

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Paul B. Wickensimer Greenville County Clerk Of Court
- Clerk of Court