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

FORM 4

JUDGMENT IN A CIVIL CASE  
CASE NO. 2009-CP-26-620

RECEIVED  
MAY 20 2016  
SC Court of Appeals

Ellis E. Smith, Individually, and on behalf of A & E  
Constructors and Consultants, Inc.,  
PLAINTIFF(S)

Arthur Wayne Vereen, et al.  
DEFENDANT(S)

Submitted by: The Honorable Cynthia Graham Howe	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), SCRCP;  Rule 41(a), SCRCP (Vol. Nonsuit);  Rule 43(k), SCRCP (Settled);  Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRCP;  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

2015 MAR 25 AM 11:21  
COURT OF APPEALS

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 : Amended Form 4 following Nunc Pro Tunc Order

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)
A & E Constructors and Consultants, Inc.	Arthur Wayne Vereen, Individually, and as Trustee of the Arthur W. Vereen Residence Trust	\$4,226,383.90
	Linda C. Vereen, Individually, and as Trustee of the Linda C. Vereen Residence Trust	\$4,226,383.90
	Park Place Properties of Myrtle Beach, LLC	\$4,226,383.90
	Parkway Offices, LLC	\$4,226,383.90
	Arthur Vereen Construction Company, Inc.	\$4,226,383.90
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.



STATE OF SOUTH CAROLINA

COUNTY OF HORRY

ELLIS E. SMITH, Individually, and on behalf  
of A & E CONSTRUCTORS AND  
CONSULTANTS, INC., a South Carolina  
Corporation.

Plaintiff,

vs.

ARTHUR WAYNE VEREEN, PARK PLACE  
PROPERTIES OF MYRTLE BEACH, LLC,  
PARKWAY OFFICES, LLC, ARTHUR  
VEREEN CONSTRUCTINO COMPANY,  
INC., LINDA C. VEREEN, ARTHUR W.  
VEREEN, AS TRUSTEE OF THE ARTHUR  
W. VEREEN RESIDENCE TRUST, and  
LINDDA C. VEREEN, AS TRUSTEE OF  
THE LINDA C. VEREEN RESIDENCE  
TRUST,

Defendants,

and

ARTHUR WAYNE VEREEN, individually  
and on behalf of A & E CONSTRUCTORS  
AND CONSULTANTS, INC., and 29<sup>th</sup>  
PLACE DEVELOPERS, INC.,

Third Party Plaintiffs,

vs.

E. SMITH AND SONS CONSTRUCTION,  
LLC, and EES CONSTURCTION AND  
CONSULTING, INC., and ELLIS E. SMITH,  
individually,

Third Party Defendants.

IN THE COURT OF COMMON PLEAS  
FIFTEENTH JUDICIAL CIRCUIT  
CASE NO.: 2009-CP-26-620


NUNC PRO TUNC ORDER AMENDING  
JUDGMENT TOTAL AND FORM 4

CLERK OF COURT  
2015 MAR 25 AM 11:21  
FIFTEENTH JUDICIAL CIRCUIT

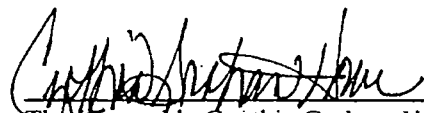
*[Handwritten signature]*

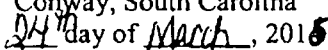
IT APPEARING to the Court that a mathematical error occurred in the computation of prejudgment interest in the Order signed March 23, 2015 and clocked with the Horry County Clerk of Court on March 24, 2015, and that certain parties were left off the Judgment Index on the Form 4 signed and clocked on the same respective days. The per diem rate of prejudgment interest of 8.75% would be six hundred twenty dollars and forty four cents and not 61.537 as indicated by Footnote 4 on Page 41 of that Order. Therefore, total interest between the dates of January 23, 2009 and March 23, 2009 would be \$1,395,990.00. The total judgment amount should therefore be amended to reflect the amount shown below:

Amount of monies misappropriated	\$2,588,125.90
Prejudgment Interest from 1/23/2990 until 3/23/2015	\$1,395,990.00
Accounting fees due Susan Brady	\$142,268.00
Punitive Damages	\$100,000.00
<b>TOTAL:</b>	<b>\$4,226,383.90</b>

 Defendant Parkway Offices, LLC should also be added to the Judgment Index on the Form 4 as indicated by paragraph (1) on Page 41 of the Order.

**IT IS SO ORDERED.**

  
The Honorable Cynthia Graham Howe  
Master in Equity for Horry County

Conway, South Carolina  
 day of March, 2015