

STATE OF SOUTH CAROLINA )  
 COUNTY OF RICHLAND )  
 PEARLINE WILLIAMS )  
 PLAINTIFF, )  
 -vs- )  
 LARITA HIPP and MICHELLE MASARYK, )  
 DEFENDANTS. )

IN THE COURT OF COMMON PLEAS  
 DOCKET NO. 2015-CP-40-05106

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 SC Court of Appeals

**ORDER AWARDING DAMAGES  
 AGAINST DEFENDANT MASARYK**

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This matter was before me for a Damages Hearing on March 22, 2016 subsequent to a Default Judgment entered against Defendant Masaryk on February 25, 2016. Plaintiff and her counsel were present at the hearing. Defendant Masaryk was not present. Plaintiff entered into evidence a letter sent to Defendant Masaryk by open mail and certified mail to Defendant Masaryk's last known address which documented the time and date of this hearing.

After review of the documents entered into evidence and a reflection upon the testimony of the Plaintiff, I make the following Findings of Fact and Conclusions of Law:

**FINDINGS OF FACT**

1. On December 18, 2014 Defendants and Plaintiff were traveling on Leaphart Road in Columbia, South Carolina, when Defendants caused a multi-vehicle accident.
2. Plaintiff was transported from the accident scene by EMS to Lexington Medical Center. She was examined for back, neck, chest, and shoulder injuries and prescribed pain medication.
3. Due to continued complaints of back, neck, chest, and shoulder pains Plaintiff was treated by Dr. Bonham for three months of chiropractic care including electrical stimulation,

ultrasound, hot/cold packs, and adjustments.

4. Plaintiff incurred medical expenses in the amount of Eight Thousand Five Hundred Ninety-Five Ten and 63/100 Dollars (\$8,595.63).

5. Plaintiff testified she sustained back, neck, chest, and shoulder injuries with associated pain, headaches, and loss of activities. Plaintiff testified that she continues to experience shoulder and back pains on a weekly basis and takes over the counter medications and hot baths for relief.

6. I find Plaintiff's testimony was very credible and believable.

7. I find Plaintiff sustained permanent injuries to her back, neck, and shoulders which required medical treatment as a direct result of the wreck with Defendant Masaryk.

8. I find Plaintiff incurred pain, suffering, and loss of activities as a direct result of the wreck with Defendant Masaryk.

#### CONCLUSIONS OF LAW

1. Plaintiff's medical treatment was reasonable, necessary, and proximately related to the injuries he suffered as a result of the wreck with Defendant Masaryk .

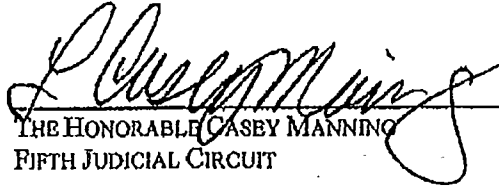
2. Plaintiff sustained substantial pain, suffering, and loss of enjoyment of life as a direct result of the wreck on December 18, 2014 with Defendant Masaryk.

3. Proper notice of the hearing to determine the damages was given to Defendant J Masaryk.

4. As a direct and proximate result of wreck on December 18, 2014 with Defendant Masaryk, Plaintiff has suffered actual damages.

Therefore, it is hereby **ORDERED** that the Plaintiff is awarded actual damages in the amount of \$ FORTY-FIVE THOUSAND (45,000.00) to be paid by Defendant Masaryk.

**AND IT IS SO ORDERED.**

  
THE HONORABLE CASEY MANNING  
FIFTH JUDICIAL CIRCUIT

Richland, South Carolina

March 22, 2016.

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October 12, 2016

Ms. Crystal M. Holmes  
Post Office Box 611  
Columbia, SC 29202

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RE: Pearlina Williams v. Larita Hipp and Michelle Masaryk  
Richland County C/A No. 2015-CP-40-05106

Dear Ms. Holmes:

We respectfully request we be provided with a copy of the transcript from the hearing in the above referenced matter held on March 22, 2016 which resulted in the attached order.

If you have any questions, please feel free to contact me.

Thank you,

Sincerely,

A handwritten signature in cursive script that reads "Sheri H. McClendon".

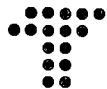
Sheri H. McClendon  
Senior Paralegal to Robert P. Wood

/shm

cc:

The Hon. Jenny Abbott Kitchings (Appellate Case No. 2016-002043)  
Clerk, South Carolina Court of Appeals  
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Gerald E. Reardon, Esq.  
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The Hon. Jenny Abbott Kitchings  
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