

# Exhibit B

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF CHARLESTON )  
 )  
Project: Intermodal Container )  
Transfer Facility )  
 )  
Tract 11 )  
 )  
South Carolina Department of Commerce )  
Division of Public Railways, )  
 )  
Condemnor, )  
 )  
v. )  
 )  
Clemson University, )  
 )  
Landowner, )  
 )  
and )  
 )  
Charleston County School District, )  
 )  
Other Condemnee. )

IN THE COURT OF COMMON PLEAS  
FOR THE NINTH JUDICIAL CIRCUIT  
CASE NO. 2010-CP-10-10495

ORDER DENYING MOTION  
FOR RECONSIDERATION

**RECEIVED**  
JAN 11 2017  
**SC Court of Appeals**

FILED  
2016 DEC 16 PM 12:17  
JULIE J. ANASTROPH  
CLERK OF COURT

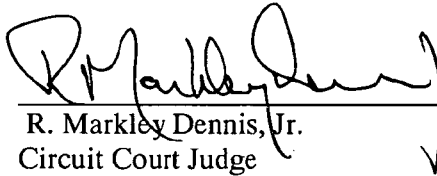
This matter is before by way of Other Condemnee Charleston County County School District's Rule 59(e) Motion to Reconsider this Court's Order dated October 19, 2016, transferring this case to the non-jury docket. This matter was heard by me on December 14, 2016. M. Dawes Cooke, Jr., Esquire, and Christopher M. Murphy, Esquire, appeared on behalf of Other Condemnee Charleston County School District. Keith M. Babcock, Esquire, Stephen A. Spitz, Esquire, and Derek F. Dean, Esquire, appeared on behalf of Condemnor, South

RMB/

Carolina Department of Commerce, Division of Public Railways. Newman Jackson Smith, Esquire, appeared on behalf of the Landowner, Clemson University.

After considering the motion, memoranda, and previous filings by the parties, along with arguments made by counsel at the hearing, I decline to change the Order previously issued by this Court. As a result, the motion is denied.

IT IS SO ORDERED this \_\_\_ day of December, 2016.



R. Markley Dennis, Jr.  
Circuit Court Judge  
Ninth Judicial Circuit

Charleston, South Carolina

December 16, 2016

RM02