

STATE OF SOUTH CAROLINA
COUNTY OF FLORENCE
Samuel Barr, on behalf of himself and all
others similarly situated,

Plaintiffs,

vs.

QHG of South Carolina, Inc., d/b/a
Carolinas Hospital System,

Defendant.

) IN THE COURT OF COMMON PLEAS
) FOR THE TWELFTH JUDICIAL CIRCUIT

) C.A. No. 2016-CP-21-00369

) **ORDER DENYING PLAINTIFF'S
) MOTION TO ALTER OR AMEND**

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SC Court of Appeals

THIS MATTER came before the Court by way of Plaintiff Samuel Barr's Motion to Alter or Amend this Court's Order Granting Defendant QHG of South Carolina, Inc.'s Motion to Stay the Action and Compel Arbitration. Plaintiff filed his motion pursuant to Rule 59(e) of the South Carolina Rules of Civil Procedure on November 3, 2016.

A party may file a motion to alter or amend pursuant to Rule 59(e) of the South Carolina Rules of Civil Procedure when it "believes the court has misunderstood, failed to fully consider, or perhaps failed to rule on an argument or issue, and the party wishes for the court to reconsider or rule on it." *Elam v. S.C. Dep't of Transp.*, 361 S.C. 9, 24, 602 S.E.2d 772, 780 (2004).

Having considered the arguments of counsel, the pleadings, and the memorandum of law submitted in connection therewith, the Court finds that it fully understood, considered, and ruled upon all of the arguments and issues raised by counsel in this action. Accordingly, the Court finds it properly granted Defendant's Motion to Stay the Action and Compel Arbitration.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that Plaintiff's Motion to Alter or Amend this Court's Order Granting Defendant's Motion to Stay the Action and Compel Arbitration is DENIED.

AND IT IS SO ORDERED:



The Honorable William H. Seals, Jr.
Judge, Twelfth Judicial Circuit

This 6 day of December, 2016
Florence, South Carolina