

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

RECEIVED

JAN 23 2017

SC Court of Appeals

FILED
JAN 23 2017 14 PM 2:24
CLERK OF COURT & G.S.
FLORENCE COUNTY, SC

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.

CERTIFIED: A TRUE COPY

Connie Red-Spearie

CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

AND IT IS SO ORDERED.



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

This 6 day of December, 2016
Florence, South Carolina

FILED
2016 DEC 14 PM 2:24
CONNIE BELLS-SHEARIN
CLERK OF COURT
FLORENCE COUNTY, SC

CERTIFIED: A TRUE COPY



CLERK OF COURT C.P. & G.S.
FLORENCE COUNTY, S.C.

J. P. STROM, JR. P.A.
MARIO A. PACELLA*
JOHN R. ALPHIN
BAKARI T. SELLERS
JESSICA L. FICKLING
ALEXANDRA BENEVENTO
ROBYN W. MADDEN
AMY E. WILLBANKS*

* ALSO ADMITTED IN GA AND N.Y.
° OF COUNSEL

STROM
LAW FIRM L.L.C.

2110 N. BELTLINE BOULEVARD
COLUMBIA, SOUTH CAROLINA 29204

COLUMBIA, SOUTH CAROLINA
BRUNSWICK, GEORGIA

PHONE: 803-252-4800
FAX: 803-252-4801
TOLL FREE: 888.490.2847
WWW.STROMLAW.COM

January 23, 2017

RECEIVED

JAN 23 2017

SC Court of Appeals

VIA HAND-DELIVERY


The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Samuel Barr on behalf of Himself and those Similarly Situated, Appellant,
v. QHG of South Carolina, Inc. d/b/a Carolina Hospital System,
Respondent
Appellate Case No. 2017-000065

Dear Ms. Kitchings:

Enclosed for filing is a copy of the date-stamped Order denying Plaintiff's
Motion to Alter or Amend in the above case.

Sincerely,



Amanda Weaver
Paralegal to Attorneys for Appellant

cc: Jim Werner
Parker Poe Adams & Bernstein, LLP
1221 Main Street, Suite 1100
Columbia, SC 29201