

EXHIBIT B

STATE OF SOUTH CAROLINA
COUNTY OF BARNWELL
City of Barnwell, Town of Williston and
Town of Blackville,

Plaintiffs,

vs.

County of Barnwell and Barnwell County
Economic Development Corporation,

Defendants.

IN THE COURT OF COMMON PLEAS
SECOND JUDICIAL CIRCUIT

Civil Action No. 2017-CP-06-00113

**ORDER DENYING DEFENDANT
COUNTY OF BARNWELL'S MOTION TO
RECONSIDER, ALTER AND AMEND**

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SEP 21 2018

SC Court of Appeals

This matter is before the Court on the motion of the Defendant County of Barnwell, pursuant to Rules 52 and 59, SCRPC, to reconsider, alter or amend the Order of the Court filed on May 29, 2018. In response to the motion, the Plaintiffs filed a memorandum in opposition on June 25. A hearing on the motion was held on June 27, 2018, at which the attorneys for the parties presented oral arguments. After careful consideration of the arguments at the hearing, the written submissions of the parties and the prior Order of the Court, the Court determines that the motion of the Defendant County of Barnwell should be denied.

In the view of the Court, the previous Order properly encompassed the merits of the lawsuit, including addressing, either expressly or by clear implication, any controlling matters raised in the County's motion. In considering the specific positions of the County in its motion, the Court noted the County's references to the "enrolled bill rule." The Court concludes that the "enrolled bill rule" applies uniquely to the State legislature and does not apply to the County ordinances at issue in this case. To the extent any amendment is needed to add that conclusion, the Court so amends its previous Order.

Otherwise, the Court finds no basis for reconsideration, alteration or amendment of the previous Order.

Accordingly, **IT IS ORDERED** that the motion of the Defendant County of Barnwell to reconsider, alter or amend the Order filed May 29, 2018, is **DENIED**.

AND IT IS SO ORDERED.

Doyet A. Early, III, Circuit Court Judge

Dated: _____



Barnwell Common Pleas

Case Caption: City of Barnwell , plaintiff, et al VS County of Barnwell, et al ,
defendant, et al
Case Number: 2017CP0600113
Type: Order/Other

So Ordered

s/D.A. Early III 2136