

STATE OF SOUTH CAROLINA  
COUNTY OF EDGEFIELD  
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2012-CP-19-00367

Mike Samadi

Peter Joseph Carroll

Roderick Clyde Godwin

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: \_\_\_\_\_

Attorney for :  Plaintiff  Defendant or  Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  
 Rule 43(k), SCRPC (Settled);  Other \_\_\_\_\_
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  Other \_\_\_\_\_
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other \_\_\_\_\_

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order (formal order to follow)  Statement of Judgment by the Court:

ORDER INFORMATION

This matter comes before the Court on Plaintiff's Motion to Alter/Amend this Court's Damages Order entered on April 23, 2019. "A motion to alter or amend the judgment shall be served not later than 10 days after receipt of written notice of the entry of the order Rule 59(e), SCRPC.

The record reflects that Plaintiff received written notice of the judgment from the Clerk's Office by certified U.S. mail not later than April 26, 2019. Plaintiff's present motion was not filed until May 21, 2019. It is well settled in South Carolina that "a trial judge loses jurisdiction over a case when the time to file post-trial motions has elapsed." *Overland, Inc. v. Nance*, 423 S.C. 254, 256, 815 S.E.2d 431, 432 (2018) (citing *Russell v. Wachovia Bank, N.A.*, 370 S.C. 5, 20, 633 S.E.2d 722, 730 (2006)). Rule 6(b), SCRPC permits a court to extend deadlines with limited authority, however this rule explicitly excludes Rule 59(e), SCRPC motions, among others. The ten day limit within Rule 59(e) is an absolute deadline, and no extension of time may be granted for any reason. *Overland, Inc.*, 423 S.C. at 255-257, 815 S.E.2d at 432-433.

Accordingly, this Court is without jurisdiction to consider Plaintiff's motion to alter or amend the judgment. Therefore, Plaintiff's motion is DENIED.

Plaintiff is hereby put on notice that pursuant to Rule 203, SCACR, he has THIRTY (30) DAYS from the date that he receives written notice of this order to file an appeal with the South Carolina Court of Appeals.

This order  ends  does not end the case.  
Additional Information for the Clerk : \_\_\_\_\_

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SC COURT OF APPEALS

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled
		\$
		\$
		\$

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

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Circuit Court Judge \_\_\_\_\_ Judge Code 2118 Date \_\_\_\_\_

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

\_\_\_\_\_  
\_\_\_\_\_  
**ATTORNEY(S) FOR THE PLAINTIFF(S)**

\_\_\_\_\_  
\_\_\_\_\_  
**ATTORNEY(S) FOR THE DEFENDANT(S)**

**Court Reporter** \_\_\_\_\_  
\_\_\_\_\_

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Edgefield Common Pleas

**Case Caption:** Mike Pro SE Samadi VS Peter Joseph Et Al Carroll , defendant, et al  
**Case Number:** 2012CP1900367  
**Type:** Order/Form 4

IT IS SO ORDERED!

s/ Alison Renee Lee

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