

# **EXHIBIT D**

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2017CP2603008

Douglas Kelsey et al  
PLAINTIFF(S)

House Of Blues Myrtle Beach Restaurant Corporation et al  
DEFENDANT(S)

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 11(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
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other

RECEIVED  
MAR 04 2020  
SC Court of Appeals

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:

Motion to Alter or Amend Judgment by Defendant/Third Party Plaintiff House of Blues Myrtle Beach Restaurant Corporation is DENIED.  
  
(This motion is decided on parties' briefs without oral arguments.)

ORDER INFORMATION

This order  ends  does not end the case.  See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 03/03/2020 .

Kara Shea Grevey for Full Throttle Sloon Shine Llc, Full Throttle, L.L.C., American Outlaw Spirits Incorporated, American Outlaw Spirits Incorporated, Full Throttle LLC, Full Throttle Sloon Shine, LLC  
Brian C Duffy for Full Throttle Sloon Shine Llc, Full Throttle, L.L.C., American Outlaw Spirits Incorporated, American Outlaw Spirits Incorporated, Full Throttle LLC, Full Throttle Sloon Shine, LLC  
House of Blues Myrtle Beach Restaurant Corporation  
Christian Stegmaier for House Of Blues Myrtle Beach Restaurant Corporation, HOB Entertainment Inc  
Amy Lynn Neuschafer for House Of Blues Myrtle Beach Restaurant Corporation, HOB Entertainment Inc  
William Edward Lawson for Travis Scott Wagoner  
Jason Paul Murphy for Douglas Kelsey  
James John Rainsford for Douglas Kelsey  
Katherine T. Merritt for Douglas Kelsey

ADDITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2020 Mar 04 11:16 AM - HORRY - COMMON PLEAS - CASE#2017CP2603008

**Court Reporter:**

**E-Filing Note:** The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

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Horry Common Pleas

**Case Caption:** Douglas Kelsey , plaintiff, et al VS House Of Blues Myrtle Beach  
Restaurant Corporation , defendant, et al  
**Case Number:** 2017CP2603008  
**Type:** Order/Electronic Form 4

Presiding Circuit Court Judge

s/Benjamin H. Culbertson, Judge Code 2148