

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2019CP2300269

Raymond A Wedlake et al
PLAINTIFF(S)

Christopher Edwards 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 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
- STAYED DUE TO BANKRUPTCY**
- 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:

See Ruling below.

RECEIVED

MAR 25 2020

SC Court of Appeals

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 02/20/2020 .

Woodington Homeowners Association Inc
Raymond A Wedlake for Raymond A Wedlake
Raymond A Wedlake for Raymond A Wedlake

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

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.

This matter comes before the Court, ostensibly, pursuant to a Motion to Reconsider filed December 26, 2019, by the Plaintiff. Plaintiff asks this Court to reconsider its Order Granting Summary Judgment entered November 26, 2019. Plaintiff's motion is respectfully denied as without merit and not properly before this Court.

Rule 59(e) of the SCRPC provides that a Motion to Alter or Amend "must be served not later than 10 days after receipt of written notice of the entry of the order." The filing of the Motion is untimely as it is significantly outside of the 10 day requirement for filing and service under the rule. Further, Rule 59(g) provides that the moving party must provide a copy of the motion to the Judge within 10 days after the filing of the Motion. There is no affidavit, evidence, or indication that the Judge was served, or provided a copy, by Plaintiff as required under the rule. (To the extent that the Court is mistaken and evidence of service of a written copy exists, this ground will be happily vacated.)

Inasmuch as this Motion is inappropriately filed, the Final Order of this Court bearing upon the subject issue was entered November 26, 2019. That Order stands as unchallenged. The named individuals were, and are, improper Defendants.

Furthermore, to the extent that any party may contend that Plaintiff's Motion for a New Hearing filed November 18, 2019, is still pending, the same is denied.



Greenville Common Pleas

Case Caption: Raymond A Wedlake vs. Christopher Edwards , defendant, et al

Case Number: 2019CP2300269

Type: Order/Electronic Form 4

So Ordered

s/ Robin B. Stilwell 2158

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