

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2019CP2300775

159 Wellborn Street LLC
PLAINTIFF(S)

Harold Means
DEFENDANT(S)

RECEIVED

Aug 21 2020

SC Court of Appeals

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:

This matter came before the Court on February 26, 2020, for a hearing on Defendant's Motion to Set Aside Default, Vacate Order, and Re-Open Case. Present at the hearing was the Defendant, Mr. Harold Means, and his counsel, Mr. Clayton Jennings. Mr. George Campbell and Ms. Jordan Teague appeared on behalf of the Plaintiff. The Court heard argument by counsel and reviewed the pleadings and memos submitted in the matter including a transcript of the May 20, 2019, damages hearing before Judge Gravely. Based on the foregoing, the Court holds that the Defendant's Motion to Set Aside Default, Vacate Order, and Re-Open Case should be granted in part and denied in part. The Court finds that the Defendant had adequate time to contest the entry of default in this matter and therefore the request to set aside default is denied. However, the Court orders that a new damages hearing be held and directs the parties to schedule a new hearing as soon as possible.

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 02/26/2020 .

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.



Greenville Common Pleas

Case Caption: 159 Wellborn Street LLC vs. Harold Means
Case Number: 2019CP2300775
Type: Order/Electronic Form 4

So Ordered

s/ Edward W. Miller

Electronically signed on 2020-02-26 14:10:56 page 3 of 3