

Kierra Johnson
PLAINTIFF(S)

Greenville County 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 Page 2.

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 08/11/2020 .

RECEIVED
AUG 24 2020
SC Court of Appeals

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), SCRCF.

Plaintiff filed a Motion to Reconsider its Order of August 3, 2020 dismissing defendant American Southern Insurance Company. After review of the Motion, applicable law and the full record in this case, the Court finds that Plaintiff has failed to identify any error of law or other error in the foregoing Order and that no further hearing is necessary to address Plaintiff's Motion. The Court, having made the foregoing finding, concludes that Plaintiff's Motion to Reconsider should be denied. It is therefore:

ORDERED that Plaintiff's Motion to Reconsider the Court's Order Granting Defendant American Southern Insurance Company's Motion to Dismiss is DENIED.

Plaintiff's Motion also addressed the Order of July 24, 2020 which found that service on Greater Greenville Subdivision District was not proper under Rule 4. Rule 4(d)(6) governs service on a Governmental Subdivision and requires "delivering a copy of the Summons and Complaint to the chief executive officer or clerk thereof or by serving the summons and complaint in the manner prescribed by statute..." Plaintiff did not comply with Rule 4(d)(6) but served this defendant by certified mail, which is not available for governmental subdivision based on Rule 4(d)(8). But this is all moot since Counsel for Defendant Greater Greenville Sanitation District agreed to accept service on its behalf.

Therefore, Plaintiff's Motion to Reconsider is Denied.



Greenville Common Pleas

Case Caption: Kierra Johnson vs. Greenville County , defendant, et al
Case Number: 2020CP2302023
Type: Order/Electronic Form 4

So Ordered

s/ Honorable Perry H. Gravely, #2755