

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
James Roosevelt Gee,)
)
)
Plaintiff,)
)
v.)
)
Hartsville. LLC d/b/a Carolina)
Pines Medical Center,)
)
)
Defendant.)
_____)

IN THE COURT OF COMMON PLEAS
FOR THE FOURTH JUDICIAL CIRCUIT
2018-CP-16-00696

**ORDER DENYING
DEFENDANT’S MOTION TO
ALTER OR AMEND**

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SC Court of Appeals

On August 5, 2020, this matter came before the Court for the purpose of hearing Defendant’s Motion to Alter or Amend the Court’s Order Denying Defendant’s Motion for Summary Judgement, which was entered December 11, 2019. The hearing was conducted via video conference pursuant to Supreme Court Order of April 3, 2020 as amended April 22, 2020 (Appellate Case No. 2020-000447). Counsels for all parties were present.

Upon reviewing the record, the evidence, the applicable law and considering the arguments of counsel, I find that Defendant’s Motion to Alter or Amend should be denied. Specifically, I do not believe, despite the admissions made and deposition testimony, that Plaintiff’s job was being done or a part of the general trade, business or occupation of Carolina Pines, and that Plaintiff was a statutory employee of the Defendant. Further I find that it is not necessary for the Plaintiff to file an affidavit of an expert in this type of case.

THEREFORE, based on the foregoing, the Defendant’s Motion Defendant’s Motion to Alter or Amend is denied.

AND IT IS SO ORDERED.

The Honorable Roger E. Henderson
Presiding Judge

Darlington, South Carolina

_____, 2020



Darlington Common Pleas

Case Caption: James Roosevelt Gee VS Hartsville LLC , defendant, et al
Case Number: 2018CP1600696
Type: Order/Other

So Ordered

s/Roger E. Henderson 2754

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