

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2019-CP-24-951

ROCK CREEK CAPITAL, LLC

TYNISHA BROWN

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: COURT	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or <input type="checkbox"/> Self-Represented Litigant

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

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 January 26, 2021. Wylie Clarkson, Esq. appeared on behalf of Plaintiff, and Richard Faulks, Esq. appeared on behalf of Defendant. The Court finds as follows:

Having reviewed the pleadings and exhibits in greater detail, the Court finds that Defendant's objections are without merit. It is axiomatic that a party opposing a motion for summary judgment may not merely rely solely upon their pleadings. Instead, they must provide some evidence that a material fact exists warranting denial of summary judgment. In the present case and from the material on file, the Plaintiff clearly purchased this debt from the original lender, and Defendant in her answer simply denies doing business with Plaintiff. Significantly, Defendant did not file any affidavit contesting that she took out a student loan, averring that she was the victim of identity theft, or otherwise disputing the validity of the debt. Accordingly, the Court grants Plaintiff's motion for summary judgment.

Counsel for Plaintiff shall submit a form 4 order outlining the total judgment amount sought including for the underlying debt, costs, and attorney's fees.

It is so ordered.

ORDER INFORMATION

This order  ends  does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

**RECEIVED**  
MAR 15 2021  
SC Court of Appeals

<b>Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.</b>		
<b>Judgment in Favor of (List name(s) below)</b>	<b>Judgment Against (List name a (s) below)</b>	<b>Judgment Amount To be Enrolled (List amount(s) below)</b>
Plaintiffs	Defendants	\$
		\$
		\$
If applicable, describe the property, including tax map information and address, referenced in the order:		

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

s/ Frank R. Addy, Jr.  
Circuit Court Judge

2159  
Judge Code

Jan. 26, 2021  
Date

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

Wylie W. Clarkson, Esq.

Richard Faulks, Esq.

\_\_\_\_\_  
**ATTORNEY(S) FOR THE PLAINTIFF(S)**

\_\_\_\_\_  
**ATTORNEY(S) FOR THE DEFENDANT(S)**

\_\_\_\_\_  
**CLERK OF COURT**

**Court Reporter: Tara Scott**