

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

IN THE MATTER OF:
Estate of Paul Brandon Barringer, II.

Hampton B. Luzak,
Plaintiff,

vs.

Merrill B. Light, Merrill U. Barringer,
As Personal Representative of the Estate of
Paul Brandon Barringer, II, J. Randolph
Light, Jr., Merrill B. Light as putative
trustee of the Paul B. Barringer, II,
Revocable Trust dated December 4, 1998,
and Merrill B. Light as Trustee of the
Merrill Barringer Light Revocable Trust,
Defendants.

IN THE COURT OF COMMON PLEAS
FOURTEENTH JUDICIAL CIRCUIT

Case No.: 2016-CP-07-1919

ORDER ON MOTIONS

RECEIVED

Oct 20 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
COUNTY OF BEAUFORT

IN THE MATTER OF:
Estate of Paul Brandon Barringer, II

Hampton B. Luzak,
Plaintiff,

vs.

Merrill U. Barringer,
Defendant.

IN THE COURT OF COMMON PLEAS
FOURTEENTH JUDICIAL CIRCUIT

Civil Action Nos.: 2019-CP-07-01253
2019-CP-07-01294

This matter came before the Court for a hearing on May 27, 2021, upon various motions filed by plaintiff Hampton Luzak and defendants Merrill Light and Merrill Barringer. In addition, non-parties Coastal Forest Resources Company (CFRC) and John Jolley also had motions pending. Present before for the Court for Plaintiff were James Gilreath, William Hogan, Charles Macloskie, Alan Medlin, and Thomas Traxler. Present for Merrill Barringer were

Ashley Twombly and Lee Anne Walters. Present for Defendant Merrill Light were Alice Paylor, Bijan Ghom, and Charles B. Molster, III. Present for CFRC were Ryan G. Rich, Edward Fuhr, and Jonathan Schronce. Present for John Jolley was Ariail Kirk.

After reviewing the briefing and hearing from counsel related to all of the pending motions, the Court enters the following rulings:

1. Merrill Barringer's Motion to Seal John Jolley's deposition transcript filed May 18, 2021 is granted. Plaintiff's pending motions to seal are also granted.
2. John Jolley's Motion to Terminate is denied. The deposition of John Jolley shall continue on a day within the next 6 weeks and shall begin at 9 a.m. and end at 5 p.m. with a sufficient lunch break. Plaintiff shall conclude its cross examination and provide Defendants a reasonable amount of time for re-direct. There will be no additional depositions of Mr. Jolley unless it is further ordered by the Court.
3. As to Merrill Light's Motion for Protective Order, CFRC's Motion for Protective Order and Merrill Barringer's Motion for Protective Order regarding the deposition of John Jolley, filed May 3, 2021, the Court declines to make any specific ruling on whether responding to a particular question would require Mr. Jolley to disclose confidential or otherwise privileged information. However, the undersigned, if informed by counsel of the date of the upcoming deposition, will try to make himself available by telephone to resolve issues related to privilege.
4. Merrill Light's Motion to Amend her Answer is granted.
5. Merrill Barringer's Motion for Protective Order as to Plaintiff's Fifth Set of Interrogatories filed October 23, 2020 is granted.
6. Merrill Barringer's Motion to Compel Docs from Truist Bank and Wells Fargo filed October 28, 2020 is granted. Plaintiff shall produce all documents to the defendants,

within 60 days of the hearing, pursuant to the confidentiality order allowing review by attorneys and experts only.

7. Plaintiff's Motion for Sanctions against Merrill Barringer filed April 27, 2021 was withdrawn.
8. Plaintiff's Amended Motion to Compel documents in response to the subpoena to McNair filed on December 31, 2020 is denied.
9. Plaintiff's Motion for Judgment on the Pleadings and Motion to Strike Merrill Barringer's Counterclaims filed January 26, 2021 is denied.
10. Plaintiff's Motion for Summary Judgment on Merrill Barringer's Counterclaims filed January 26, 2021 is denied.
11. As to Merrill Barringer's Motion for Protective Order regarding Mr. Scully's deposition, Plaintiff has 30 days to re-notice the deposition of Mr. Scully. If Plaintiff fails to re-notice the deposition within 30 days, Merrill Barringer's Motion is granted. This order is entered without prejudice to the rights of Mr. Scully, who is not a party to these proceedings.
12. Merrill Barringer's Motion to Compel Luzak's Complete Answers to Supplemental Interrogatories filed February 3, 2020 is granted. Plaintiff shall withdraw her objections to interrogatories number 2 and 3 and respond by identifying any specific instances when Mrs. Barringer remained silent including who was present and what was discussed. In addition, Plaintiff shall provide a list of the material terms of the contract/promise she alleges between Mr. and Mr. Barringer.
13. Regarding Merrill Barringer's Motion to Set Trial Date filed May 5, 2021, the Court rules that trial shall proceed on the bifurcated claims only. A trial on the first phase as

indicated in Judge Mullen's Order granting bifurcation is set to begin on August 30, 2021.

14. Regarding Merrill Light's Motion for Summary Judgment and CFRC's Motion to Intervene and Dismiss, the Court will address those motions in separate orders.

IT IS SO ORDERED!



Beaufort Common Pleas

Case Caption: Hampton Barringer Luzak VS Merrill U Barringer

Case Number: 2019CP0701294

Type: Order/Other

IT IS SO ORDERED!

/s Hon. Bentley D. Price, Circuit Judge 2766