

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

PET HELPERS, INC.,

Plaintiff,

vs.

JANET FRISCO,

Defendant.

IN THE COURT OF COMMON PLEAS
NINTH JUDICIAL CIRCUIT
CASE NO.: 2021-CP-10-2682

ORDER ON PLAINTIFF'S MOTION
TO RECONSIDER

RECEIVED

JAN 18 2022

SC Court of Appeals

Hearing Date:	September 23, 2021
Presiding Judge:	The Honorable Bentley D. Price
Plaintiff's Attorney:	Stephan V. Futeral
Defendant's Attorney:	Pro Se
Court Reporter:	Circuit Court DCRP

This matter came before the court upon Plaintiff's Motion to Reconsider Order on Plaintiff's 2nd Motion for Temporary Restraining Order and Injunctive Relief and Rule to Show Cause for Contempt filed on August 27, 2021. After reviewing the filed pleadings, supporting documents, and hearing the argument of counsel and the pro se Defendant, this court rules as follows:

RESTRAINING ORDER AND INJUNCTION

The issuance of a Restraining Order and Injunction is necessary pending the outcome of this case for the protection of Plaintiff's rights during the course of this litigation, that Plaintiff will suffer irreparable injury without the issuance of this order, that there is no adequate remedy at law, and that Plaintiff is likely to prevail on the merits of its action.

THEREFORE, pending the outcome of this case, Defendant is immediately restrained and enjoined from the following:

- a. Communicating to third parties, whether orally or in writing, about this action and the matter of Janet Frisco vs. Pet Helpers, Inc. et. al. 2021-CP-10-2848 except for allowing Defendant to speak to: (1) witnesses in conjunction with the preparation and presentation of the aforementioned cases to attorneys, (2) potential expert witnesses, (3) counselors, (4) priests or rabbis, and (5) Defendant's physicians or mental health care professionals;
- b. Communicating to third parties, whether orally or in writing, about Pet Helpers, Inc., Melissa Susko, Executive Director for Pet Helpers, Inc., its staff or its legal representatives except for allowing Defendant to speak to: (1) witnesses in conjunction with the preparation and presentation of the aforementioned cases to attorneys, (2) potential expert witnesses, (3) counselors, (4) priests or rabbis, and (5) Defendant's physicians or mental health care professionals;
- c. Communicating to third parties, whether orally or in writing, that Defendant is the owner of the canine known as Toby/Slim Jim;
- d. Posing as the current owner of the canine known as Toby/Slim Jim;
- e. Attempting to register the canine through any tracking services, such as Pet Link or 24 Pet Watch;
- f. Attempting to track, follow, identify, or contact the current owner of the canine who wishes to remain private and who does not wish to be similarly harassed by Defendant; and
- g. Entering onto Plaintiff's property.

Consistent with this order, Defendant shall remove all Facebook posts, the "Justice for Toby" group page, any similar pages, all social media posts, and any other posts on any websites regarding this litigation or references any of the matters listed in paragraphs a through g above.

SANCTIONS AGAINST DEFENDANT

During the course of this hearing, Defendant admitted that she willfully violated this court's Injunction and Restraining Order filed on June 17, 2021, the 2nd Order for Injunction and Restraining Order filed on July 30, 2021, and this court's oral ruling of August 16, 2021. As a consequence for her willful violations of this court's orders, this court sanctions Defendant for Plaintiff's attorney's fees for the hearing on August 16, 2021 (\$2,402.50), Plaintiff's attorney's fees for the hearing on September 23, 2021 (\$2,555.00), and for costs related to both hearings for filing fees (\$95.22), service of process costs (\$115.00), transcript costs (\$230.00), and other fees (\$36.62) totaling \$5,434.34.

Within thirty (30) days from the date of this hearing, Defendant shall pay Plaintiff's attorney's fees and costs in the amount of \$5,434.34 directly to Plaintiff's counsel.

AND IT IS SO ORDERED!

Dated: _____
Charleston, South Carolina

The Honorable Bentley D. Price
Presiding Judge, 9th Judicial Circuit
Charleston County Court of Common Pleas



Charleston Common Pleas

Case Caption: Pet Helpers Inc VS Janet Frisco

Case Number: 2021CP1002682

Type: Order/Other

IT IS SO ORDERED!

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

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