

Isaac Smith, Jr
PLAINTIFF(S)

Sonja I Lewis
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:

The plaintiff, who is acting pro se, filed a motion for reconsideration and to alter or amend on January 23, 2020. He claims that he did not have notice of a hearing. The court will decide the motion based on written submissions as provided by Rule 59(f), SCRPC. The plaintiff must file any written submissions that relate to this motion by June 10, 2021. Defense counsel may file his written submissions by June 18, 2021. The parties are not required to submit anything, but if they do, they must adhere to these deadlines. The plaintiff is cautioned that, while his motion refers to exhibits such as documents from a court in Georgia, some of those do not appear on the case management system as being attached to his motion. Anything filed with the court must be sent to the opposing party/attorney on the date that it is sent to the Clerk of Court. A copy of the submissions is to be forwarded to the judge at wkeesleyj@sccourts.org and his law clerk at wkeesleylc@sccourts.org.

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 05/19/2021 .

Isaac Smith, Jr for Isaac Smith, Jr
Isaac Smith, Jr for Isaac Smith, Jr

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), SCRCP.

This relates to an order issued on November 21, 2019. The court was just notified of the existence of this motion yesterday. The file does not reflect that the plaintiff complied with Rule 59(g), SCRCP, in that there is no indication that a copy of the motion was sent to the judge by the plaintiff. The plaintiff lives in California and he indicates that he first learned of the order through a letter from defense counsel dated January 9, 2020. He does not state the critical date, which is the date of receipt. The court accepts at this point that the motion was timely. This motion effectively limited to vacating the order, which would only reschedule the hearing for a later date, if granted. Defense counsel is to make sure that a copy of this order is transmitted to the plaintiff upon receipt of this order through the e-filing system, since there appears to be an issue with whether the Clerk of Court's office transmitted the 2019 order to the pro se litigant.



Lexington Common Pleas

Case Caption: Isaac Smith Jr VS Sonja I Lewis

Case Number: 2019CP3201270

Type: Order/Electronic Form 4

Circuit Judge (Code #2050)

s/ William P. Keesley