

FORM 4

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

JUDGMENT IN A CIVIL CASE

CASE NO.: **2018-CP-10-03825**

K-Con., Inc.,

v.

King Street Enterprises, LLC, et al.,

PLAINTIFF

DEFENDANT

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
 NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

2019 OCT -2 PM 12:34
FILED
JULIE J. ARISTIDEAU
CLERK OF COURT

IT IS ORDERED AND ADJUDGED:

- See attached order. (Formal order to follow)
- Statement of Judgment by the Court:

This case came before the Court on September 25, 2019 for a hearing on Plaintiff's Motion to Compel, filed May 28, 2019. Plaintiff seeks an Order compelling Defendant Ohio Imaging (hereinafter "Defendant") to respond to Plaintiff's First Set of Interrogatories, and Plaintiff's First, Second, and Third Requests for Production of Documents. Plaintiff served Defendant with Plaintiff's First Set of discovery requests on October 9, 2018, and Plaintiff's Second Set of discovery requests on February 14, 2019. Plaintiff alleges that Defendant's responses of March 15, 2019 were deficient. Plaintiff subsequently served Defendant with Plaintiff's Third Set of discovery requests on April 2, 2019, and Defendant responded on May 8, 2019. Plaintiff alleges these responses are deficient as well. As to Plaintiff's First Set of Interrogatories, Interrogatory No. 4, Plaintiff's Motion is Granted. Defendant has thirty (30) days to supplement its response. As to Plaintiff's First Set of Interrogatories, Interrogatory No. 8, Plaintiff's Motion to Compel is Denied. As to Plaintiff's First Set of Requests for Production, Request No. 3, Plaintiff's request is overbroad and the Motion is Denied; as to Request No. 5, Plaintiff's Motion is Granted. Defendant has thirty (30) days to supplement its responses with regard to any other leases in existence; as to Request No. 6, Plaintiff's request is overbroad, however, upon Plaintiff serving Defendant with a more specific request, Defendant is ordered to supplement Plaintiff's request; as to Request No. 9, Plaintiff's request is overbroad and its Motion is Denied; as to Request No. 10, per Defendant's admission at the hearing, all documents requested have been provided. Accordingly, Plaintiff's Motion as to Request No. 10 is Denied; as to Request No. 11, Plaintiff's Motion is Denied. As to Plaintiff's Second Set of Requests for Production, Request No. 1, Plaintiff's Motion is moot; as to Request No. 2, the request is cumulative and moot in light of the testimony elicited at the September 24, 2019 deposition. As to Plaintiff's Third Set of Requests for Production, Request No. 6, Plaintiff's Motion is cumulative and therefore Denied; as to Request No. 7, Plaintiff has withdrawn the Motion; as to Request No. 8, Plaintiff's Motion is Granted. Defendant has thirty (30) days to supplement its response to Request No. 8; as to Request No. 9, Plaintiff's Motion is Granted. Defendant has thirty (30) days to supplement is response to Request No. 9; as to Request No. 13, Plaintiff's Motion is Granted. Defendant has thirty (30 days) to supplement its response to Request No. 13.

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk : _____

INFORMATION FOR THE JUDGMENT INDEX

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.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$

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.**


Circuit Court Judge

2128

Judge Code

9/26/2019

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:

ATTORNEY FOR PLAINTIFF

ATTORNEY FOR DEFENDANT

CLERK OF COURT

Court Reporter: