

FORM 4

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

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2013CP4600368

Steven Redfearn Stewart

Stephen R Edwards

Scapa Waycross Inc

PLAINTIFF(S)

DEFENDANT(S)

Attorney for: Plaintiff Defendant
 Self-Represented Litigant

Submitted by:

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. See Page 2 for additional information.
- 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:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: SEE ATTACHED VERDICT FORM

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.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Jean H. Toal
Circuit Court Judge

2758
Judge Code

2-9-18
Date

For Clerk of Court Office Use Only

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

William M Graham Wallace & Graham Pa 525 N Main Street Salisbury, NC 28144
Gregory L. Hyland PO Box 130 Summerville, SC 29484-0130
Frederick John Jekel Jekel Law, LLC PO Box 2597 Columbia, SC 29201

William Peele Early PO Box 22437 253 Indigo Bay Circle Charleston, SC 29413
S Christopher Collier Hawkins Parnell Thackston & Young Llp 303 Peachtree St NE Suite 4000 Atlanta, GA 30308
H Lane Young II

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

David Hamilton

Court Reporter: Michael Watkins/Shirley Broom

David Hamilton - Clerk of Court

Court Reporter:

E-Filing Note: In E-Filing counties, 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 judgement to parties who are not E-Fileers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

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STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	
COUNTY OF YORK)	C/A No. 2013-CP-46-00368
)	
STEPHEN R. EDWARDS,)	
INDIVIDUALLY AND AS PERSONAL)	
REPRESENTATIVE OF THE ESTATE OF)	
STEVEN REDFEARN STEWART,)	
)	
Plaintiff,)	
)	
v.)	
)	
SCAPA WAYCROSS, INC.,)	
)	
Defendant.)	
)	
)	
)	

NEGLIGENCE

1. We the Jury find that Defendant Scapa Waycross, Inc. was negligent, and its negligence was a proximate cause of Steven R. Stewart's injury and damages:

Yes

No

STRICT LIABILITY

2. We the Jury find the Defendant Scapa Waycross, Inc is strictly liable for selling products that proximately caused injury to Steven R. Stewart.

Yes

No

IMPLIED WARRANTY

3. We the Jury find the Defendant Scapa Waycross, Inc breached the Implied Warranty in selling its products and its breach was proximate cause of Steven R. Stewart's injury and damages.

Yes

No

4. If you answered YES to any of Questions 1, 2, or 3, please state the amount of actual damages that have been proven by the greater weight of the evidence.

\$ 600,000 Damages for Survival

\$ 100,000 Damages for Wrongful Death

5. If you answered YES to Question 1, please answer Question 5. We, the Jury, by unanimous vote, find by clear and convincing evidence that the conduct of the following Defendant were willful, wanton, or reckless:

a. Scapa Waycross, Inc.

Yes No


Juror Foreperson

2/9/2018
Date