

Jonathan Hargrove
PLAINTIFF(S)

Plantations At Haywood
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:

Pursuant to the Appeal Dismissal filed by Magistrate Judge Duckett on 2/21/2023, the appellant failed to post the required appeal bond to be allowed to stay the ejectment. Therefore, the matter was adjudicated as a dismissal and a new ejectment date was established. It is ordered, the appeal be dismissed.

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 02/22/2023 .

Gantt Summary Court for Plantations At Haywood
Jonathan Hargrove for Jonathan Hargrove
Plantations At Haywood for Plantations At Haywood
Plantations At Haywood for Plantations At Haywood
Jonathan Hargrove for Jonathan Hargrove

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), SCRPC.



Greenville Common Pleas

Case Caption: Jonathan Hargrove VS Plantations At Haywood

Case Number: 2023CP2300363

Type: Order/Electronic Form 4

So Ordered

G.D. Morgan Jr.

Electronically signed on 2023-02-22 16:02:21 page 3 of 3



Greenville County 13th Judicial Circuit Public Index



[Greenville County Home Page](#) [South Carolina Judicial Department Home Page](#)

Switch View

Jonathan Hargrove VS Plantations At Haywood

| | | | | | |
|-----------------------------|-----------------------------------|--------------------------|---|---------------------------|-------------------|
| Case Number: | 2023CP2300363 | Court Agency: | Greenville County Common Pleas | Filed Date: | 01/24/2023 |
| Case Type: | Appeal | Case Sub Type: | Magistrate Civil 910 | File Type: | Non-Jury |
| Status: | Dismissed | Assigned Judge: | Clerk Of Court C P, G S, And Family Court | | |
| Disposition: | Dismissed by Court - not Rule 40J | Disposition Date: | 02/23/2023 | Disposition Judge: | Morgan, G. D. Jr. |
| Original Source Doc: | | Original Case #: | | | |
| Judgment Number: | | Court Roster: | | | |

Case Parties **Judgments** **Tax Map Information** **Associated Cases** **Actions** **Financials**

Click the  icon to show associated parties.

| Name | Address | Race | Sex | Year Of Birth | Party Type | Party Status | Last Updated |
|--|---|------|-----|---------------|-------------------|--------------|--------------|
| <input checked="" type="checkbox"/> Gantt Summary Court | 1103 White Horse Road Greenville SC 29605 | | | | Unspecified | | 01/25/2023 |
| <input checked="" type="checkbox"/> Hargrove, Jonathan | 66 Kenlauren Ave Greenville SC 29607 | | | | Appellant Pro Se | | 01/24/2023 |
| <input checked="" type="checkbox"/> Hargrove, Jonathan | 66 Kenlauren Ave Greenville SC 29607 | | | | Appellant | | 02/23/2023 |
| <input checked="" type="checkbox"/> Plantations At Haywood | | | | | Respondent | | 01/24/2023 |
| <input checked="" type="checkbox"/> Plantations At Haywood | 135 Haywood Crossing Dr Greenville SC 29607 | | | | Respondent Pro Se | | 02/23/2023 |

STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

Jonathan Hargrove

APPELLANT(S)

VS.

Plantations at Haywood

RESPONDENT(S)

2023CP2300363

COMMON PLEAS CASE NUMBER

2022CV2311004331

MAGISTRATE CIVIL CASE NUMBER

IN THE COURT OF COMMON PLEAS

NOTICE OF CIVIL APPEAL

2023 JUN 24 PM 12:24
RECEIVED
CLERK OF COURT

The Appellant(s) hereby gives notice of appeal from the judgment of the Magistrate's Court in the above action, to the Circuit Court of Common Pleas, in the county of Greenville.

This notice of appeal is made subsequent to personal notice of the judgment which was received on the 24 day of January, 2023.

The appellant's exceptions to the judgment of the Magistrate are set forth as follows:

I would like to have my case reviewed by a higher court
haywood plantations has failed to do maintenance as promised
my unit has black mold damage because of the ceiling
leaking and ground level flooding I have taken pictures
to document the damage as well as saved records from hospital
visits my disabled child has suffered due to the mold spreading
to his bedroom he is expedited to the emergency room
for breathing issues in december I received notice that
they would come inspect the complaints and still have not
had any help with these issues

1/24/2023

Date

Jonathan Hargrove

Appellant (or attorney)

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

Jonathan Hargrove)

Appellant(s))

vs.)

Plantations at Haywood)

Respondent(s))

Submitted By: Jonathan Hargrove

Address: 66 Kenlauren ave
Greenville South Carolina 29604

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

2023 -CP-23- 00363

SC Bar #: _____

Telephone #: 864-449-9905

Fax #: _____

Other: _____

E-mail: _____

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint.

DOCKETING INFORMATION (Check all that apply)

**If Action is Judgment/Settlement do not complete*

- JURY TRIAL demanded in complaint. NON-JURY TRIAL demanded in complaint.
- This case is subject to **ARBITRATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to **MEDIATION** pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

- Contracts**
- Constructions (100)
 - Debt Collection (110)
 - General (130)
 - Breach of Contract (140)
 - Fraud/Bad Faith (150)
 - Failure to Deliver/Warranty (160)
 - Employment Discrim (170)
 - Employment (180)
 - Other (199) _____

- Torts - Professional Malpractice**
- Dental Malpractice (200)
 - Legal Malpractice (210)
 - Medical Malpractice (220)
 - Previous Notice of Intent Case # 20-NI-
 - Notice/ File Med Mal (230)
 - Other (299) _____

- Torts - Personal Injury**
- Conversion (310)
 - Motor Vehicle Accident (320)
 - Premises Liability (330)
 - Products Liability (340)
 - Personal Injury (350)
 - Wrongful Death (360)
 - Assault/Battery (370)
 - Slander/Label (380)
 - Other (399) _____

- Real Property**
- Claim & Delivery (400)
 - Condemnation (410)
 - Foreclosure (420)
 - Mechanic's Lien (430)
 - Partition (440)
 - Possession (450)
 - Building Code Violation (460)
 - Other (499) _____

- Inmate Petitions**
- PCR (500)
 - Mandamus (520)
 - Habeas Corpus (530)
 - Other (599)

- Administrative Law/Relief**
- Reinstate Drv. License (800)
 - Judicial Review (810)
 - Relief (820)
 - Permanent Injunction (830)
 - Forfeiture-Petition (840)
 - Forfeiture-Consent Order (850)
 - Other (899)

- Judgments/Settlements**
- Death Settlement (700)
 - Foreign Judgment (710)
 - Magistrate's Judgment (720)
 - Minor Settlement (730)
 - Transcript Judgment (740)
 - Lis Pendens (750)
 - Transfer of Structured Settlement Payment Rights Application (760)
 - Confession of Judgment (770)
 - Petition for Workers Compensation Settlement Approval (780)
 - Other (799) _____

- Appeals**
- Arbitration (900)
 - Magistrate-Civil (910)
 - Magistrate-Criminal (920)
 - Municipal (930)
 - Probate Court (940)
 - SCDOT (950)
 - Worker's Comp (960)
 - Zoning Board (970)
 - Public Service Comm. (990)
 - Employment Security Comm (991)
 - Other (999)

- Special/Complex /Other**
- Environmental (600)
 - Automobile Arb. (610)
 - Medical (620)
 - Other (699) _____
 - Sexual Predator (510)
 - Permanent Restraining Order (680)
 - Pharmaceuticals (630)
 - Unfair Trade Practices (640)
 - Out-of State Depositions (650)
 - Motion to Quash Subpoena in an Out-of-County Action (660)
 - Pre-Suit Discovery (670)

Submitting Party Signature: Jonathan Hargrove

Date: 1/24/2023

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCP, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.

2023 JAN 24 PM 03:24
PRAIRIE PROCEEDINGS, CIVIL, 001, 002

Effective January 1, 2016, Alternative Dispute Resolution (ADR) is mandatory in all counties, pursuant to Supreme Court Order dated November 12, 2015.

SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.

Pursuant to the ADR Rules, you are required to take the following action(s):

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210th day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.
2. The initial ADR conference must be held within 300 days after the filing of the action.
3. Pre-suit medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs.
4. Cases are exempt from ADR only upon the following grounds:
 - a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;
 - b. Requests for temporary relief;
 - c. Appeals
 - d. Post Conviction relief matters;
 - e. Contempt of Court proceedings;
 - f. Forfeiture proceedings brought by governmental entities;
 - g. Mortgage foreclosures; and
 - h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.
5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.
6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

Please Note: You must comply with the Supreme Court Rules regarding ADR. Failure to do so may affect your case or may result in sanctions.

WRIT OF EJECTMENT APPEALS

Information Sheet

2023 JAN 24 PM 4:24
PACIFIC ELECTRONICS 00651180

- Filing fee: \$150.00 (*non-refundable*)
- Appeal must be served according to Rule 5 of the SC Rules of Civil Procedure;
- If applicable, follow Magistrate's procedure for Bond Hearing (amount to be paid, date to be paid, etc.);
- If bond set amount is not paid by date set, the Appeal will be dismissed by the Magistrate:

Either party may appeal the decision (section 27-37-120) but if the tenant does so, he must post an appeal bond, the amount of which is determined by the magistrate. The tenant must post this bond within five days after the service of the Notice of Appeal or the appeal should be dismissed by the magistrate. (section 27-37-130).

(Section 27-37-130) Bond required to stay ejectment on appeal. An appeal in an ejectment case will not stay ejectment unless at the time of appealing the tenant shall give an appeal bond as in other civil cases for an amount to be fixed by the magistrate and conditioned for the payment of all costs and damages which the landlord may sustain thereby. In the event the tenant shall fail to file the bond herein required within five days after service of the Notice of Appeal, such appeal shall be dismissed by the trial magistrate.

In an appeal from a residential ejectment, please see section 27-40-800 concerning posting a bond, signing and undertaking and paying rent pending the outcome of the appeal. A tenant who is wrongfully dispossessed may bring an action for damages against the landlord (section 27-37-40). However, if the tenant is dispossessed as a result of an unreversed judgment in an ejectment action, he will be stopped from claiming damages, except for the use of excessive force.

ALL QUESTIONS REGARDING APPEAL BONDS SHOULD BE ADDRESSED TO THE MAGISTRATE COURT.

Form given to: Jonathan Hargrove

Date: 1/24/2023 Clerk's Staff Initials KM

I verify that I have received a copy of the instructions concerning a magistrate appeal

Signature of Person Receiving Form [Signature]

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)

IN THE COURT OF COMMON PLEAS

M E M O R A N D U M

IN RE: Magistrate Appeals in CIVIL CASES

Case Number: 2023 - CP - 23 - 00363

2023 JAN 24 PM 4:24
COURT CLERK'S OFFICE

Upon filing a notice of appeal with the Clerk of Court from Magistrate Court, this form must be completed by the Attorney for Appellant or by the Appellant as a self-represented litigant and returned promptly to the Clerk of Court at the address listed below.

1. You must have appealed within 30 days after either you or your attorney received written notice of judgment, or after judgment was announced at trial in your presence. What is the date you received notice of judgment?

Date Notice of Judgment Received: _____

2. A clocked copy of the notice of appeal, stating the grounds upon which the appeal is founded, must have been served within 30 days upon the Judge who tried the case. What is the date you served notice upon the Judge? Also, give the name of the Judge.

Date Served: _____

Name of Judge: _____

Method of Service: _____

3. A copy of the notice of appeal, stating the grounds upon which the appeal if founded, must have been served within 30 days upon all parties. Give the names of all other parties and the dates served.

Name of Person Served: _____

Date Served: _____

Additional Names of Persons Served:

Date Served: _____

Date Served: _____

Date Served: _____

4. Give your address and contact information to be used for notification by the Court.

Strict compliance with §18-7-10 through 30, S. C. Code Ann., and Rule 74 SCRPC, is required to give the Court of Common Pleas jurisdiction to hear your appeal. This form must be completed and promptly returned to: Paul B. Wickensimer, Clerk of Court, 305 E. North Street, Greenville, SC 29601.

Form given to

Don/AM Argo

COURT VERIFICATION

Clerk's staff initials:

VM

Date:

1/24/2022

I verify that I have received a copy of the form to be completed by the appellant in this appeal and will return the completed form to the court at the above listed address:

Signature of Person Receiving Form

Don/AM Argo