

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	
COUNTY OF BERKELEY)	NINTH JUDICIAL CIRCUIT
)	
)	
WALLIS CLEMENS SR. DBA WHITE)	C/A NO. 2023-CP-08-01206
ROSE SALOON,)	
)	
)	
)	
)	
Appellant,)	
)	
VS.)	
)	
HENSLEY & LODGE PROPERTIES,)	
LLC,)	
)	
)	
Appellee.)	

ORDER
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 SC Court of Appeals

This matter was initially heard by the Magistrate Court in Berkeley County. On March 22, 2023, Hensley and Lodge Properties, LLC filed a Rule to Vacate or Show Cause which was signed by the Honorable Debra K. Littlejohn. Wallis Clemens dba White Rose Saloon was evicted for failure to pay rent. Subsequently, A Show Cause hearing was requested by Wallis Clemens dba White Rose Saloon on April 17, 2023 with the Honorable William Wilson presiding. From a review of the record, it appears that a Writ of Ejectment was filed against the Wallis Clemens dba White Rose Saloon. From the evidence presented the Magistrate determined that the lease agreement between the Landlord and the Tenant ended on May 31, 2020 and issued a Judgment of Execution against the Tenant. Wallis Clemens dba White Rose Saloon filed an appeal on April 27, 2023 and a Bond-to-Stay Hearing was held on May 1, 2023. The Bond-to-Stay Execution obligated Wallis Clemens dba White Rose Saloon to pay \$4,000.00 per month in rent and to stay execution on the Judgment for Ejectment until the matter was heard on appeal and decided by the Circuit Court.

Wallis Clemens dba White Rose Saloon appealed the decision of the Magistrate. This matter then came before the Honorable Diane S. Goodstein in Berkeley County Circuit Court on

December 11, 2023. This Court heard the arguments of the parties and took the matter under advisement for review. Upon review of the notice of appeal, the Magistrate's return, and the arguments of the parties, this Court has determined that there was sufficient evidence presented to support the Magistrate's finding. Upon this Court's review, it is clear that the lower court found as it did based upon the evidence submitted, the credibility of witnesses who testified, and the law. This Court finds there were no errors of law.

THEREFORE, this appeal is DISMISSED.

IT IS SO ORDERED!

Hon. Diane S. Goodstein
Presiding Judge, First Judicial Circuit

December _____, 2023



Berkeley Common Pleas

Case Caption: Wallis Clemens Sr. dba White Rose Saloon VS Hensley & Lodge Properties, LLC

Case Number: 2023CP0801206

Type: Order/Other

It is so Ordered!

s/Diane S. Goodstein