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SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM OCONEE COUNTY CIRCUIT COURT

Order of Honorable Judge R. Lawton McIntosh

103734

Appellate Case No. 2024-001641

Dorothy Pierce-----Appellant,

v.

Samantha Leigh a/k/a Pierce, and Cody Hiott-----Respondents.

**MOTION TO REVERSE DISMISSAL AND REMAND FOR FURTHER PROCEEDINGS**

**COMES NOW**, the Appellant, Dorothy Pierce, and respectfully moves this Honorable Court to reverse the Circuit Court’s September 23, 2024, dismissal order in the above-captioned case and remand it for further proceedings. The Circuit Court dismissed the case solely on the basis of Appellant’s alleged lack of standing as Personal Representative. However, this motion is grounded in the **October 25, 2024, Court of Appeals order in case 2024-000455**, which unequivocally resolves the issue of appellant’s standing. The appellate court affirmed that Appellant retains her authority to act as Personal Representative, specifically for the purpose of preserving and protecting the estate’s assets pending appeal. The collection of unpaid rent is a core duty necessary to preserve the estate’s financial health and integrity, making it well within the scope of Appellant’s authority as Personal Representative. Reversing the Circuit Court’s dismissal and remanding the case will allow these claims to be heard on their merits, consistent with the appellate court’s binding ruling and South Carolina law. In support of this motion, the Appellant states as follows:

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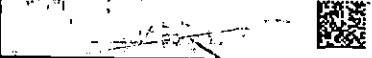
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