

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Charles B. Simmons, Jr.
Master in Equity

Appellate Case No. 2024-002207
Appellate Case No. 2025-000390
Circuit Court Case No. 2017-CP-23-08016

Wells Fargo Bank, N.A., Respondent,

v.

Michelle Hodges, Individually; Michelle Hodges, as the Personal
Representative of the Estate of Ruth Ladson Witherspoon; Stanley
Witherspoon; SC Housing Corp.; and Twin Creeks Homeowners
Association, Inc., Defendants

of which Michelle Hodges, Individually Appellant.

MOTION TO CONSOLIDATE

Pursuant to Rule 214, SCACR, Respondent Wells Fargo Bank, N.A., moves to consolidate Appellate Case No. 2024-002207 (“*Hodges II*”) and Appellate Case No. 2025-000390 (“*Hodges III*”), both captioned *Wells Fargo Bank, N.A. v. Hodges, et al.* The grounds for this Motion are as follows:

1. These appeals were filed two months apart and derive from the same foreclosure case. According to the Notice of Appeal in *Hodges II*, Appellant seeks to appeal numerous orders, including the Order of Judgment of Foreclosure and Sale. In *Hodges III*, it appears Appellant seeks to appeal various post-trial orders issued by Judge Simmons, including the denial of her motion to stay the foreclosure sale.

2. Rule 214, SCACR, vests the Court with discretion to consolidate multiple appeals that derive “from the same order, judgment, decision or decree,” which is the case with these two appeals.

3. In addition to being consistent with Rule 214’s plain language, consolidation of these appeals would serve the interests of judicial economy by allowing the Court and the parties to operate off a single set of deadlines for perfecting the appeal and allowing the Court and the parties to use a single set of documents for the briefs and the Record on Appeal.

For the reasons stated above, Respondent moves for an order consolidating *Hodges II* and *Hodges III*.

WOMBLE BOND DICKINSON (US) LLP

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March 24, 2025

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SC Court of Appeals

PROOF OF SERVICE

I, the undersigned Attorney of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Respondent, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specified below via email at the address(es) below:

Pleading: Motion to Consolidate

Parties Served: Michelle Hodges (michellehodges938@gmail.com)
Pro se Appellant

By: /s/ Jason D. Wyman
Attorneys for Respondent Wells Fargo Bank, N.A.

March 24, 2025