

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF HORRY

C/A NO.: 2023-CP-26-04562

United States of America acting through the Rural Housing Service or successor agency, United States Department of Agriculture,

**ORDER DENYING MOTION TO RECONSIDER, ALTER OR AMEND**

Plaintiff,

**RECEIVED**

vs.

**Apr 10 2025**

James Y Fisher, II, Stacy C. Fisher a/k/a Stacy C. Woodle a/k/a Stacy C. Contris.,

**SC Court of Appeals**

Defendants.

After review of Plaintiff's Motion to Reconsider or Alter and Amend ("Motion"), the court has determined that the original ruling detailed in this court's Order of February 10, 2025 is unchanged. Plaintiff's Motion to Reconsider or Alter or Amend is denied. This denial was determined upon subsequent review of the pleadings, evidence presented in the hearing on the merits and supporting Memorandum presented pursuant to Plaintiff's Motion.

This court reiterates that there will be no reduction in interest due to the continued occupancy of this property from the date of default (June 29, 2016) and thereafter during the pendency of this action, notwithstanding Plaintiff's significant delay in commencing the subject action. However, the debt amount shall be reduced by \$18,516.31 which constitutes unsubstantiated negative escrow charges due to Plaintiff's failure to timely provide supporting invoices as requested. Unsubstantiated negative escrow balances entries are charges on 8/12/13 (\$1397.66), 7/28/14 (\$1988.00), 7/17/15 (\$2006.00), 8/11/16 (\$3336.65), 9/19/17 (\$1378.00), 9/24/18 (\$1342.00), 8/27/19 (\$1308.00), 8/4/20 (\$1345.00), 7/28/21 (\$1363.00), 7/20/22 (\$1472.00), and 7/21/23 (\$1580.00).

This court heard this matter on October 9, 2024 and requested that supporting invoices be provided within ten days of the hearing. On October 18, 2024 this court's staff attorney contacted Plaintiff's counsel regarding the status of the request. On October 21, 2024 Plaintiff's counsel requested a couple of additional days to provide the requested information. This request was granted, yet no invoices were produced. The court issued the above-referenced ruling on December 2, 2024 and in that communication Plaintiff's counsel was informed that the requested information had not been received. Upon receipt of the December 2, 2024 ruling Plaintiff's counsel informed the court that he was going to once again reach out to his client. The court allowed five additional business days to comply with this request. On December 20, 2024 Plaintiff's counsel communicated to the court that he had a 2:00 meeting with his client regarding the request. No further communication was received from Plaintiff's counsel and on January 23, 2025 the court requested a proposed Order containing the above-referenced ruling. The proposed Order was signed on February 10, 2025 after several extensions to produce requested information were given to Plaintiff's counsel. The disallowed amounts are significant and the production of invoices to substantiate those charges should have been readily available from Plaintiff's records. Instead, over four months have passed without the production of the requested information

**[MASTER IN EQUITY ELECTRONIC SIGNATURE PAGE TO FOLLOW]**



Horry Common Pleas

**Case Caption:** United States Of America , plaintiff, et al VS James Y Fisher II ,  
defendant, et al  
**Case Number:** 2023CP2604562  
**Type:** Master/Order/Other

So Ordered

s/Alan D. Clemmons 3088 Master in Equity