

STATE OF SOUTH CAROLINA
COUNTY OF HORRY

IN THE COURT OF COMMON PLEAS
C/A NO.: 2023-CP-26-06121

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

Plaintiff,

vs.

Eric M. Vaughn, and South Carolina
Department of Revenue,

Defendants,

**ORDER DENYING MOTION TO
ALTER OR AMEND**

RECEIVED
Apr 10 2025
SC Court of Appeals

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 Plaintiff’s Motion. This court reiterates that this property has been unoccupied since the date of default (November 28, 2018), therefore this court will award principal and two years of interest plus interest accruing during COVID 19 moratoriums implemented by the United States Department of Agriculture and South Carolina Law, if any, that apply to vacant property. Plaintiff failed to provide authority to confirm any applicable moratoriums on foreclosures of vacant property. As indicated in the February 10, 2025 Order, the debt amount shall be further reduced by the amounts charged for caretaking and maintenance costs, and negative escrow balances due to Plaintiff’s failure to provide supporting invoices for these charges as requested.

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. On November 15, 2024 the staff attorney inquired regarding the court's requested information. On December 5, 2024 the court communicated it's ruling to Plaintiff's counsel. On December 20, 2024 , 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 Eric M Vaughn ,
defendant, et al
Case Number: 2023CP2606121
Type: Master/Order/Other

So Ordered

s/Alan D. Clemmons 3088 Master in Equity