

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

IN THE COURT OF COMMON PLEAS  
FOR THE THIRTEENTH JUDICIAL CIRCUIT

Synovus Bank,  
  
Plaintiff,

C/A NO: 2019-CP-23-00367

vs.

Jeffrey L. Clemens,  
  
Defendant.

**ORDER**

**RECEIVED**

**Jul 29 2025**

**SC Court of Appeals**

This matter comes before me in Supplemental Proceedings commenced by Synovus Bank to collect a judgment entered in favor of Synovus Bank against Defendant Jeffrey L. Clemens (“Clemens”) on June 6, 2019, in the amount of \$395,998.18 (the “Judgment”). On September 18, 2024, I issued an Order and Rule to Show Cause in Supplemental Proceedings (the “RTSC Order”). A hearing pursuant to the RTSC Order was held before me on December 12, 2024. Mary M. Caskey, Esq. appeared for Synovus Bank. James G. Carpenter, Esq. appeared for Clemens. Despite proper notice, Clemens failed to appear at the hearing as required by the RTSC Order.

This is the second supplemental proceedings before this Court. In the prior proceedings, the Court entered a charging order on December 2, 2021 (the “2021 Charging Order”), attaching various dividends, distributions, profits, and other amounts payable from corporations and companies in which Clemens has an interest. The 2021 Charging Order expired on December 2, 2023.

Prior to the hearing, Synovus Bank completed initial written discovery and received certain bank and tax records from Clemens. Synovus Bank informed the Court that Clemens may have received distributions that were subject to the 2021 Charging Order. Further, Synovus Bank requested an extension of the 2021 Charging Order in addition to additional documentation and

testimony from Clemens. Based on the information presented at the hearing and the RTSC Order, it is hereby ORDERED:

1. The 2021 Charging Order is hereby extended as of December 12, 2024, for ninety (90) days until March 12, 2025, pending further proceedings in this case. IT IS ORDERED that the Judgment shall attach to Clemens' interest in any dividends, distribution, profits, or other amounts payable from the following entities: Clemens Family Corporation, ITSPE, LLC (either directly or through Wells Fargo, as trustee), ABCD Treats of Greenville, LP, Clemens Realty Group, LLC, Computershare Trust Company, National Association, in its capacity as Indenture Trustee, as successor to Wells Fargo Bank, N.A., with respect to the Series A Notes and Series B Notes pursuant to the Chapter 11 Plan of the Cliffs Club & Hospitality Group, Inc., et al., and Snap Dragon Way, LLC. Synovus Bank shall serve this Order on all other members of any corporation or company whose distributions are impacted by this Order, to the extent such other members are known, and on the registered agent for each entity if it is someone other than Clemens. Any entity subject to this Order is instructed that all dividends, distribution, profits, or other amounts payable to Clemens during the pendency of this Order shall be made payable to "Haynsworth Sinkler Boyd, P.A" and remitted to Synovus Bank, c/o Haynsworth Sinkler Boyd, Attn: Mary M. Caskey, 1201 Main Street, Suite 2200, Columbia, SC 29201.

2. Further, Clemens is bound by the terms of the RTSC Order, which remains in effect. Clemens is restricted from transferring any assets out of the ordinary course of business and is ordered to produce the documentation identified in the RTSC Order to Synovus Bank, including but not limited to the following, no later than **January 15, 2025**:

- a. Monthly statements from January 1, 2023 to December 31, 2024 for all bank and/or credit union accounts, either checking, savings, IRA accounts,

- Certificates of Deposits, and/or similar savings instruments of Defendant.
- b. All records for any Venmo, Zelle, or Paypal accounts maintained or controlled by and on behalf of Defendant from January 1, 2023 to the present.
  - c. All loan applications submitted by the Defendant since January 1, 2022.
  - d. A list of all distributions of over \$500.00 received from companies to which Defendant is a shareholder since January 1, 2021.
  - e. A summary of all stocks, bonds, or similar investment instruments held by Defendant, from January 1, 2023, to the present.
  - f. All records concerning any contract entitling Defendant to current money from any source.
  - g. All deeds and mortgages of any real property of which Defendant currently has any interest whatsoever, and the current balance on any liens/encumbrances.
  - h. Titles and/or bills of sale for all vehicles and equipment of any kind or description of Defendant with the current balance of any liens/encumbrances and the names and address of lienholder.
  - i. A list of all furniture, fixtures, or equipment in use by Defendant.
  - j. A list of any asset over \$50,000 that has been transferred, sold, or donated by Defendant from January 1, 2022 to the present. For each asset, identify the asset, the date transferred, the transferee, and the value of the asset.
  - k. All documents concerning any asset available to satisfy the Judgment.
3. Clemens is further ordered to appear for a deposition on **January 31, 2025, at 10:00**

**a.m.** at the law office of Haynsworth Sinkler Boyd, P.A., One North Main, 2<sup>nd</sup> Floor, Greenville, South Carolina 29601.

4. Clemens is further ordered to pay the attorneys' fees and costs of Synovus Bank for the hearing on December 12, 2024, in the amount of \$1,748.64. Payment should be made payable to "Haynsworth Sinkler Boyd, P.A., and sent to Haynsworth Sinkler Boyd, Attn: Mary M. Caskey, 1201 Main Street, Suite 2200, Columbia, SC 29201 no later than January 15, 2025.

5. Failure to comply with this Order may result in Clemens being held in contempt of court and subject to sanctions, including incarceration.

AND IT IS SO ORDERED.

[JUDGE/CLERK OF COURT ELECTRONIC SIGNATURE PAGE TO FOLLOW]



Greenville Common Pleas

**Case Caption:** Synovus Bank vs. Jeffrey L Clemens

**Case Number:** 2019CP2300367

**Type:** Master/Order/Other

And It Is So Ordered!

s/ Judge Charles B. Simmons, Jr. (3023)