

STATE OF SOUTH CAROLINA)
)
 COUNTY OF LANCASTER)
)
 NED GREGORY,)
)
 Plaintiff)
)
 vs.)
)
 HOWELL JACKSON GREGORY,)
 THE GREGORY COMPANY, INC.)
 and the CITY OF LANCASTER,)
)
 Defendants.)

IN THE COURT OF COMMON PLEAS

ORDER

Case No.: 2008-CP-29-1084

FILED
 CLERK OF COURT
 LANCASTER, SC
 2013 NOV - 1 AM 10:41

This matter came to be heard by me as the result of the Motion of the Defendants, Howell Jackson Gregory and The Gregory Company, Inc. under Rule 59 SCRPC to Alter or Amend the Order and Judgment of this Court dated and filed on April 30, 2013 (the "April Order"). A hearing on the motion was held on July 10, 2013, at my offices located at 312 North Main Street, Lancaster, South Carolina, which hearing was attended by the Plaintiff and his attorney, Palmer Freeman, the Defendant, Howell Jackson Gregory, pro se, and James T. Irvin, Jr., attorney for the Defendant, The Gregory Company, Inc.. In addition Mitchell Norrell, attorney for the Defendant, the City of Lancaster, made an appearance, during which the Plaintiff and the City of Lancaster agreed their dispute was settled.

The Court heard and has carefully considered the arguments of the parties.

At the hearing, Plaintiff conceded that, on May 15, 2013, the Horry Master in Equity reduced the amount of one of Plaintiff's two judgments against Jack Gregory from \$45,087.47 to \$37,490.44. The April Order stated the amount of that judgment as \$45,087.47.

IT IS THEREFORE ORDERED:

Defendants' motion to amend is granted as to the amount of the initial Judgment against Jack Gregory. The corrected amount of that judgment is \$37,490.44 plus interest at 11.25% accruing since April 26, 2006.

The Plaintiff's second judgment for \$3,060 plus interest at 11.25% accruing since May 27, 2006 was not challenged by Defendants' motions and remains unchanged.

All other relief requested in Defendants' Motion is denied.

The Lancaster properties at 329 South Main Street, 331 South Main Street and 104 Chesterfield Avenue, Lancaster, described more fully in the Lis Pendens, shall be sold at public auction in Courtroom B, the Lancaster County Courthouse, 104 North Main Street, Lancaster, South Carolina at 11:00 a.m., Monday, December 2, 2013.

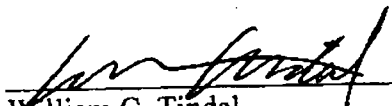
The City of Lancaster is dismissed as a Defendant.

With the exception of the foregoing, the remainder of the April Order, including without limitations the terms and conditions relating to the sale and disposition of proceeds from the sale, remains unchanged.

SO ORDERED:

October 31, 2013

Lancaster, SC



William C. Tindal
Special Referee

