

STATE OF SOUTH CAROLINA
COUNTY OF ORANBURG

Citimortgage, Inc.,

Plaintiff,

vs.
King David Corbett Trust, Associates Financial Services, Carmel
Financial Corp., Arrow Financial Services LLC Assignee of Washington
Mutual Bank, Green Tree Servicing, LLC, as successor in interest to
Green Tree Financial Servicing Corporation, King David Corbett aka
King David Corbett and Marilyn Corbett aka Marilyn E. Corbett,

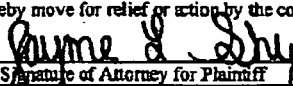
Defendant(s).

(File No. 4008.72209)

IN THE COURT OF COMMON PLEAS
C/A NO.: 2009-CP-38-01662

**MOTION INFORMATION FORM
AND COVERSHEET**

RECEIVED
DEC 10 2013
SC Court of Appeals

<p>Plaintiff's Attorney: T. Lowndes Pope, SC Bar #66507 Heidi B. Carey, SC Bar #7020 Nikole D. Haliwanger, SC Bar #70491 Damon C. Wlodarczyk, SC Bar #70460 Jayne L. Shy, SC Bar #81551 RILEY POPE & LANEY, LLC 2838 Devine Street Post Office Box 11412 (29211) Columbia, South Carolina 29205 (803) 799-9993/(803) 239-1414</p>	<p>Defendant's Attorney: King David Corbett Trust 450 Iva Road North, SC, 29112 <i>Pro Se</i></p> <p>The South Carolina Department of Motor Vehicles Frank L. Valenta, Jr. SC Department of Motor Vehicles Post Office Box 1498 Blythewood, SC 29016-1498 Green Tree Servicing, LLC B. Lindsay Crawford, III 1640 St. Julian Place PO Box 4216 (29240) Columbia, SC 29204</p>
<input type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete Sections I & III) <input type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (Complete Sections II and III) <input checked="" type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (Complete Sections II and III)	
SECTION I: Hearing Information	
Nature of Motion: Supplemental Judgment Order Estimated Time Needed: _____ Court Reporter Needed: _____	
SECTION II: Motion Type	
<input type="checkbox"/> Written Motion Attached <input checked="" type="checkbox"/> Form Motion:	
I hereby move for relief or action by the court as set forth in the attached proposed order.	
 Jayne L. Shy Signature of Attorney for Plaintiff	October 22, 2013 Date Submitted
SECTION III: Motion Fee	
<input checked="" type="checkbox"/> PAID - AMOUNT: \$25.00 <input type="checkbox"/> EXEMPT: (check reason)	
<input type="checkbox"/> Rule to Show Cause in Child or Spousal Support <input type="checkbox"/> Domestic abuse or Abuse and Neglect <input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party <input type="checkbox"/> Sexually Violent Predator Act <input type="checkbox"/> Post-Conviction Relief <input type="checkbox"/> Motion for Stay in Bankruptcy <input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRPC) <input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per Judge's instructions Name of Court Report: _____ <input type="checkbox"/> Other: _____	
JUDGE'S SECTION	
<input type="checkbox"/> Motion fee to be paid upon filing of the attached Order. <input type="checkbox"/> Other: _____	
CLERK'S VERIFICATION	
Collected by: _____ (Print Name)	DATE FILED: _____
<input type="checkbox"/> MOTION FEE COLLECTED: <input type="checkbox"/> CONTESTED - AMOUNT DUE:	

FILED FOR RECORDED
WITH THE CLERK
OF THE COURT
ORANBURG, SC
2013 OCT 25 AM 11:14

STATE OF SOUTH CAROLINA

COUNTY OF ORANGEBURG

Citimortgage, Inc.,

Plaintiff,

vs.

King David Corbitt Trust, Associates
Financial Services, Carmel Financial Corp.,
Arrow Financial Services LLC Assignee of
Washington Mutual Bank, Green Tree
Servicing, LLC, as successor in interest to
Green Tree Financial Servicing Corporation,
King David Corbitt aka King David Corbett
and Marilyn Corbitt aka Marilyn E. Corbett,

Defendant(s).

(File No. 4008.72209)

Riley Pope & Laney, LLC
Attorneys for Plaintiff

IN THE COURT OF COMMON PLEAS

C/A NO.: 2009-CP-38-01662

FILED FOR RECORD
WIRANDA S. CLARK
CLERK OF COURT
ORANGEBURG, SC

2013 OCT 25 AM 11:11

RECEIVED

DEC 10 2013

SC Court of Appeals

SUPPLEMENTAL
MASTER IN EQUITY'S
JUDGMENT OF FORECLOSURE
AND SALE

King David Corbitt Trust
Pro Se

Frank L. Valenta, Jr.
Attorney for The South Carolina Department
of Motor Vehicles

B. Lindsay Crawford, III
Attorney for Green Tree Servicing, LLC

Pursuant to Rule 53, SCRCF, the above-entitled matter was referred to the undersigned to make appropriate findings of fact and conclusions of law with authority to enter a final Judgment in this action. Any appeal from this Order will be to the South Carolina Court of Appeals.

Pursuant to the Order of Reference previously filed in this action, a hearing was held on March 31, 2010, at County Courthouse, 190 Gibson Street, Room 305, Orangeburg, SC, and the testimony was taken and reported. A Master in Equity's Judgment of Foreclosure and Sale was issued on April 5, 2010.

The defendant King David Corbitt filed for protection under Chapter 13 of the United States Bankruptcy Code in the United States Bankruptcy Court for the District of South Carolina on April 30, 2010, bearing Case No. 10-03129-dd. A copy of the Order dismissing the case is attached hereto as

Exhibit "A". The automatic stay provided for under 11 U.S. C. §362 (with respect to the property that is the subject of this action) is no longer in effect, allowing the Plaintiff to proceed with this action.

The defendant Marilyn E. Corbett filed for protection under Chapter 13 of the United States Bankruptcy Code in the United States Bankruptcy Court for the District of South Carolina on March 30, 2011, bearing Case No. 11-02066-jw. A copy of the Order dismissing the case is attached hereto as Exhibit "B". The automatic stay provided for under 11 U.S. C. §362 (with respect to the property that is the subject of this action) is no longer in effect, allowing the Plaintiff to proceed with this action.

The defendant Marilyn E. Corbett filed for protection under Chapter 13 of the United States Bankruptcy Code in the United States Bankruptcy Court for the District of South Carolina on November 3, 2011, bearing Case No. 11-06840-dd. A copy of the Order dismissing the case is attached hereto as Exhibit "C". The automatic stay provided for under 11 U.S. C. §362 (with respect to the property that is the subject of this action) is no longer in effect, allowing the Plaintiff to proceed with this action.

The defendant King David Corbitt filed for protection under Chapter 13 of the United States Bankruptcy Code in the United States Bankruptcy Court for the District of South Carolina on July 17, 2013, bearing Case No. 13-02622-dd. A copy of the Order denying discharge is attached hereto as Exhibit "D". The automatic stay provided for under 11 U.S. C. §362 (with respect to the property that is the subject of this action) is no longer in effect, allowing the Plaintiff to proceed with this action.

Prior to the sale, the South Carolina Supreme Court issued Administrative Order 2011-05-02-01 staying all proceedings in foreclosure actions until every mortgagor of an owner-occupied dwelling has been served with a Notice of Right to Foreclosure Intervention and the Plaintiff's attorney files a certification with the Court. Defendants responded to the Notice and requested intervention. The required Certification of Mortgagor Non-Compliance was filed on October 7, 2011. Therefore, the Plaintiff is allowed to proceed with this action.

A hearing was held on October 23, 2013 for the limited purpose of accepting evidence to supplement the previous Master in Equity's Judgment of Foreclosure and Sale, to reflect the current mortgage indebtedness.

Based upon the proof made of the facts and circumstances alleged in the pleadings and the Judgment entered on April 5, 2010, I find, conclude, and order as follows:

SUPPLEMENTAL FINDINGS OF FACT:

1. The sum of \$4,135.00 is a reasonable fee to allow as attorney's fees for Plaintiff's attorney for services performed and anticipated to be performed until the final adjudication of the within matter, under the terms of the note and mortgage.

2. After crediting payments received under the bankruptcy proceedings, the adjusted amount due and owing on the note, with interest at the rate provided in the note, and other costs and expenses of collection, including the attorney's fees, secured by mortgage, is as follows:

(a) Principal amount due as of July 7, 2007	\$72,581.46
(b) Interest from June 6, 2007 to January 4, 2013 at a current rate of 11.1400%	\$51,282.59
Per Diem Interest (292 days x \$22.15)	\$6,467.80
(c) Advances	
Property Inspections, BPOs, Appraisals	\$1,282.50
Property Taxes	\$6,661.56
Escrow	\$0.00
(d) Late charges	\$1,818.22
(e) Other charges	
Servicing Fees	\$384.25
Waive Uncollected Fees	\$3,561.88
Bankruptcy Attorney Fees	\$770.00
(f) Costs of collection prior to hearing (service of process, filing fees, etc.)	\$4,294.62
(g) Attorneys Fee	\$4,135.00
Total debt secured by Note and Mortgage, including interest to date shown	\$153,239.88

Interest for the period from the date shown in (b) above through the date of this judgment at above stated rate to be added to the above stated "Total Debt" to comprise the amount of the judgment debt entered herein and interest after the date of judgment at the rate of 11.1400% per annum (pursuant to the terms of the Note and Mortgage) on the judgment debt should be added to such judgment debt to comprise the amount of Plaintiff's debt secured by the Mortgage through the date to which such interest is computed.

CONCLUSIONS OF LAW:

I therefore conclude as follows:

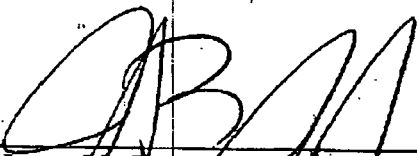
1. The Plaintiff should have judgment of foreclosure of the Mortgage(s), and the mortgaged property should be ordered sold at public auction after due advertisement, pursuant to the findings, conclusions and other matters contained in the Master in Equity's Judgment of Foreclosure and Sale entered on April 5, 2010.

IT IS, THEREFORE ORDERED, ADJUDGED AND DECREED:

1. That there is due to the Plaintiff on the obligation and Mortgage set forth in the Complaint the sum of \$153,239.88, representing the "Total Debt" due to the Plaintiff as set out above, together with interest at the rate provided in said obligation on the balance of principal from the aforesaid date to the date hereof.

2. That in all other particulars, the Master in Equity's Judgment of Foreclosure and Sale issued on April 5, 2010 and filed in the Office of the Clerk of Court for Orangeburg County is hereby confirmed as herein supplemented and/or modified.

AND IT IS SO ORDERED.


Honorable James Jay B. Jackson, Jr.
Master in Equity, Orangeburg County

October 23, 2013
~~March 31, 2010~~
Orangeburg, South Carolina