

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Greenwood Mills, Inc.,
Respondent,

RECEIVED
JUL 06 2026
SC Court of Appeals

v.

Rodney White,
Appellant.

Appellate Case No. 2025-000569

108621

APPELLANT'S MOTION FOR LIMITED REVIEW OF PROCEDURAL EXHIBITS,
TO CALL THE
COURT'S ATTENTION TO AN APPARENT CLERICAL OMISSION IN THE
AMENDED RECORD ON
APPEAL, AND REQUEST FOR LIMITED EXERCISE OF THE COURT'S
SUPERVISORY
AUTHORITY

COMES NOW, the Appellant, Rodney White, appearing pro se, and respectfully submits this Motion requesting limited procedural relief in aid of this Court's review of the issues already presented in the parties' appellate briefs.

This Motion is intentionally limited in scope. Appellant is not requesting that this Court reopen or supplement the Record on Appeal.

Appellant is not requesting reconsideration of this Court's prior Order removing pages 105 through 113 and pages 360 through 375 from the Amended Record on Appeal.

Appellant is not requesting that those pages be restored to the Record on Appeal.

Nor does Appellant request that the attached exhibits be considered as substantive evidence concerning the merits of the underlying litigation. Instead, Appellant respectfully requests only that the Court review the attached materials for the limited purpose of providing procedural context to matters already discussed throughout Appellant's Final Brief and Final Reply Brief and, if the Court determines appropriate, consider those materials in the exercise of its supervisory responsibility over the appellate process.

This Motion is filed following Appellant's review of the Amended Record on Appeal after completion of the final briefing. Upon that review, Appellant discovered that the July 15, 2024 Order of Referral entered by the Honorable Eugene C. Griffith, Jr., remains part of the Amended Record on Appeal. However, the subsequent October 15, 2024 Order of the Clerk of Court appointing Charles M. Watson, Jr., as Special Referee, which appeared in the original Record on Appeal, does not appear on page 7 of the Amended Record.

Appellant believes this omission appears to have resulted from an inadvertent printing or clerical error during preparation of the Amended Record on Appeal rather than an intentional omission.

Because the omission concerns a single page, Appellant respectfully attaches the October 15, 2024 Appointment Order as Exhibit A rather than requesting preparation and filing of another Amended Record on Appeal.¹

In addition, Appellant attaches Exhibits B through E solely because those procedural materials are repeatedly referenced throughout Appellant's Final Brief and Final Reply Brief and provide context regarding the procedural development of the proceedings below and the events occurring during the pendency of this appeal.²

STATEMENT OF THE MOTION

This Motion is prompted in part by the issues framed in Respondent's Final Brief. Respondent argues that:

Appellant preserved no issue for appellate review;

The Special Referee properly granted Partial Summary Judgment; and

¹Appellant believes attaching the October 15, 2024 Appointment Order as Exhibit A is the most efficient means of bringing the apparent omission from page 7 of the Amended Record on Appeal to the Court's attention. Appellant is not requesting preparation of another Amended Record on Appeal.

²Appellant attaches Exhibits B through E solely because the procedural events reflected therein are discussed throughout Appellant's Final Brief and Final Reply Brief. Appellant does not request that these exhibits be restored to the Record on Appeal or considered as evidence establishing disputed facts. Rather, Appellant respectfully requests that the Court review them only as procedural materials that may assist the Court in understanding the procedural history already before it.

Appellant's remaining arguments fall outside the scope of appellate review.

Appellant does not ask this Court to decide those issues through this Motion. Those questions have been fully presented by the parties' appellate briefs and remain for this Court's determination in the ordinary course of appellate review.

Rather, Appellant respectfully submits that the attached procedural materials provide context that may assist the Court in evaluating the issues already before it.

This Motion therefore does not expand the issues presented on appeal. Instead, it seeks only to provide the Court with a more complete understanding of the procedural history surrounding those issues.

PROCEDURAL HISTORY

On July 15, 2024, Judge Eugene C. Griffith, Jr., entered an Order referring this action to a Special Referee for a full hearing on the merits. On October 15, 2024, the Clerk of Court entered an Order appointing Charles M. Watson, Jr., as Special Referee.

Thereafter, communications occurred concerning the appointment of the Special Referee, scheduling of hearings, and anticipated presentation of dispositive motions. Hearings were subsequently conducted before the Special Referee, resulting in the entry of Partial Summary Judgment and, ultimately, a Final Order.

Appellant thereafter filed a Motion for Reconsideration, pursued this appeal, and appellate counsel filed an Initial Brief before later withdrawing from the representation. Following counsel's withdrawal, Appellant proceeded pro se and prepared and filed both the Final Brief and Final Reply Brief.

After completion of the appellate briefing, Appellant carefully reviewed the Amended Record on Appeal and discovered the apparent omission of the October 15, 2024 Appointment Order from page 7 of the Amended Record.

Appellant also recognized that several procedural documents previously removed from the Amended Record are referenced throughout the Final Brief and Final Reply Brief because they explain the procedural chronology of the proceedings below and the procedural events occurring during the pendency of this appeal.

Accordingly, Appellant submits this Motion requesting only that the Court review those materials for the limited purposes described herein.

IV. PURPOSE OF THE REQUESTED REVIEW

Appellant respectfully submits that the attached exhibits are relevant only because they provide procedural context to issues already before this Court.

Respondent's Final Brief argues that Appellant preserved no issues for appellate review, that the Special Referee properly granted Partial Summary Judgment, and that Appellant's remaining arguments fall outside the scope of appellate review.

This Motion does not ask the Court to resolve those questions independently of the appellate briefs.

Rather, Appellant respectfully requests that, in evaluating those issues, the Court consider the attached procedural materials solely as an aid in understanding the chronology and procedural development of the proceedings discussed throughout the parties' briefs.

The procedural history reflected in the attached exhibits includes communications preceding the hearings, the appointment of the Special Referee, the Rule 60 proceedings, the Rule 241 proceedings, and the procedural events that occurred while this appeal remained pending.

Appellant respectfully submits that these materials may assist the Court in evaluating the procedural arguments already presented without enlarging the Record on Appeal or altering the issues before the Court.

V. PROCEDURAL CHRONOLOGY RELEVANT TO THIS MOTION

The procedural history reflected by the Record on Appeal and the attached exhibits demonstrates Appellant's continued participation throughout the litigation and appeal. Among other things, the record reflects that Appellant:

opposed Respondent's Motion for Partial Summary Judgment;
requested a continuance prior to the November 6, 2024 hearing;
demanded a jury trial;
filed a Motion for Reconsideration following entry of Partial Summary Judgment;
perfected this appeal;
participated in the preparation of the appellate record;
continued the appeal after appellate counsel withdrew;
prepared and filed the Final Brief;
prepared and filed the Final Reply Brief;
reviewed the Amended Record on Appeal after completion of briefing; and
thereafter discovered the apparent omission of the October 15, 2024 Appointment
Order from page 7 of the Amended Record.

Appellant does not present this chronology to argue that every issue was preserved or to ask the Court to decide any preservation question through this Motion. Rather, Appellant respectfully submits that the chronology provides context for the issues already before the Court and explains the circumstances giving rise to this limited request.

VI. THE LIMITED REQUEST WILL NOT PREJUDICE RESPONDENT

The relief requested by this Motion will not prejudice Respondent.

Appellant does not seek to reopen the Record on Appeal.

Appellant does not seek to restore pages 105 through 113 or pages 360 through 375 to the Amended Record on Appeal.

Appellant does not seek to supplement the evidentiary record with new evidence concerning the merits of the case.

Appellant does not seek to relitigate the issues presented in the parties' appellate briefs.

Instead, Appellant respectfully requests only that the Court review the attached procedural materials because they are discussed throughout the Final Brief and Final Reply Brief and may assist the Court in understanding the procedural history surrounding those issues.

Likewise, Appellant respectfully submits that attaching the October 15, 2024 Appointment Order as Exhibit A is a practical means of bringing the apparent omission from page 7 of the Amended Record on Appeal to the Court's attention without requiring another amended Record on Appeal.

VII. CONCLUSION

This Motion presents a limited procedural request.

Appellant respectfully asks this Court to review one Appointment Order that appears to have been omitted from page 7 of the Amended Record on Appeal together with several

procedural exhibits solely to assist the Court in understanding the procedural history discussed throughout the Final Brief and Final Reply Brief.

Nothing in this Motion asks the Court to determine the merits of the appeal based upon the attached exhibits.

Nothing in this Motion asks the Court to expand the issues presented on appeal.

Nothing in this Motion asks the Court to reconsider its prior ruling concerning the Amended Record on Appeal.

Instead, Appellant respectfully requests only that the Court review the attached materials for the limited purposes described herein and, if the Court determines appropriate, consider those materials in conjunction with the issues already presented in the appellate briefs.

WHEREFORE

WHEREFORE, Appellant Rodney White respectfully prays that this Honorable Court:

Accept Exhibit A as an attachment to this Motion and review the October 15, 2024 Order appointing Charles M. Watson, Jr., as Special Referee for the limited purpose of addressing the apparent omission from page 7 of the Amended Record on Appeal.

Review Exhibits B through E solely as procedural materials that provide context to the issues discussed throughout Appellant's Final Brief and Final Reply Brief and not as additional evidence concerning the merits of the underlying litigation.

Consider the attached exhibits only in conjunction with the issues already presented in the parties' appellate briefs.

To the extent the Court deems appropriate, exercise its supervisory authority to consider these procedural materials in aid of a complete and meaningful appellate review.

Grant such other and further relief as this Honorable Court deems just and proper.

Respectfully submitted,

Rodney White
7-6-26

Rodney White

Appellant, Pro Se

341 Maxwell Avenue

Greenwood, South Carolina 29646

EXHIBIT A

Page 7 of the Amended Record on Appeal

(Oct 15 2024 Order Appointing Special
Referee)

STATE OF SOUTH CAROLINA
COUNTY OF Greenwood
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2021CP2400784

Greenwood Mills, Inc.
PLAINTIFF(S)

Rodney White
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- ☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☒ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ☐ **ACTION DISMISSED** (CHECK REASON): ☐ Rule 12(b), SCRPC; ☐ Rule 41(a), SCRPC (Vol. Nonsuit); ☐ Rule 43(k), SCRPC (Settled);
☐ Other
- ☐ **ACTION STRICKEN** (CHECK REASON): ☐ Rule 40(j), SCRPC; ☐ Bankruptcy;
☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT** (CHECK APPLICABLE BOX):
☐ Affirmed; ☐ Reversed; ☐ Remanded;
☐ Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

This case is being transferred to a Special Referee and the court appoints Chuck Watson as the Special Referee for this case.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

☐ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 10/14/2024.

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

EXHIBIT B

Correspondence Between Special Referee and
Respondents Counsel

(While Appellant was Unrepresented)



Greenwood Mills, Inc. v White

14 messages

Brandon Smith <bsmith@basmithlaw.com>

Wed, Oct 16, 2024 at 3:08 A

To: mr.chuck.watson@gmail.com <mr.chuck.watson@gmail.com>

Cc: Rodney White <numberoneauto2@gmail.com>

Chuck,

Good evening- I hope this finds you doing well. As you may know, the Greenwood County Clerk of Court has appointed you as special referee in this matter. I represent the plaintiff and have copied the pro se defendant on this email. My client and I are ready to proceed at your convenience.

Please let me know what you need from us prior to hearing the matter.

Brandon A. Smith

Attorney

104 Maxwell Avenue (29646)

Post Office Box 1810 (29648)

Greenwood, South Carolina

(864) 229-4076 (phone)

 PImageDisplay.aspx.pdf
243 KB

Chuck Watson <chuck@watsonlawfirm.com>

Thu, Oct 17, 2024 at 1:35 P

To: Brandon Smith <bsmith@basmithlaw.com>, mr.chuck.watson@gmail.com

Cc: Rodney White <numberoneauto2@gmail.com>

My schedule is pretty open since I am semi-retired. What dates would suit the two of you?

Charles M. Watson Jr. ("Chuck")

Watson & Drew LLC

Real Estate Attorneys

333 Main Street

Greenwood SC 29646

864-229-2569

[Quoted text hidden]

Brandon Smith <bsmith@basmithlaw.com>

Sat, Oct 19, 2024 at 1:33 A

To: Chuck Watson <chuck@watsonlawfirm.com>, mr.chuck.watson@gmail.com <mr.chuck.watson@gmail.com>

Cc: Rodney White <numberoneauto2@gmail.com>

Chuck,

Good afternoon. Was just checking with everyone's schedules. We are available 10/28, 11/5 and 11/6. Thank you in advance!

Brandon A. Smith

104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, South Carolina
(864) 229-4076 (phone)

[Quoted text hidden]

Brandon Smith <bsmith@basmithlaw.com>

Tue, Oct 22, 2024 at 7:52 P

To: Chuck Watson <chuck@watsonlawfirm.com>, mr.chuck.watson@gmail.com <mr.chuck.watson@gmail.com>

Cc: Rodney White <numberoneauto2@gmail.com>

Chuck,

Good evening. Just following up while it is on my mind. I do not expect Mr. White to respond. As such, I would request that we set a date. Thank you.

Brandon A. Smith

Attorney

104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, South Carolina
(864) 229-4076 (phone)

[Quoted text hidden]

Chuck Watson <chuck@watsonlawfirm.com>

Wed, Oct 23, 2024 at 9:24 A

To: Brandon Smith <bsmith@basmithlaw.com>

Cc: Rodney White <numberoneauto2@gmail.com>

Let's do November 6. How long do you think you will need? Also, will you arrange for a court reporter?

[Quoted text hidden]

Brandon Smith <bsmith@basmithlaw.com>

Wed, Oct 23, 2024 at 9:33 A

To: Chuck Watson <chuck@watsonlawfirm.com>

Cc: Rodney White <numberoneauto2@gmail.com>

That works. If we start in the morning, I anticipate we should be finished by mid-afternoon at the latest. We will arrange the court reporter. Thank you.

Brandon A. Smith

Attorney

104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, South Carolina

On Oct 23, 2024, at 9:24 AM, Chuck Watson <chuck@watsonlawfirm.com> wrote:

[Quoted text hidden]

Chuck Watson <chuck@watsonlawfirm.com>
To: Brandon Smith <bsmith@basmithlaw.com>
Cc: Rodney White <numberoneauto2@gmail.com>

Wed, Oct 23, 2024 at 9:45 AM

Do you want to file a motion for summary judgment to be heard at the same time?

[Quoted text hidden]

Brandon Smith <bsmith@basmithlaw.com>
To: Chuck Watson <chuck@watsonlawfirm.com>
Cc: Rodney White <numberoneauto2@gmail.com>

Wed, Oct 23, 2024 at 9:52 AM

Yes sir. We would need the summary judgment motion heard before trial. Thank you.

Brandon A. Smith
Attorney
104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, South Carolina
(864) 229-4076 (phone)

On Oct 23, 2024, at 9:45 AM, Chuck Watson <chuck@watsonlawfirm.com> wrote:

[Quoted text hidden]

Brandon Smith <bsmith@basmithlaw.com>
To: Chuck Watson <chuck@watsonlawfirm.com>
Cc: Rodney White <numberoneauto2@gmail.com>

Fri, Oct 25, 2024 at 12:04 PM

Chuck, good afternoon. Does 9 am on 11/6 work for you to get started? Thanks

Brandon A. Smith
Attorney
104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, South Carolina
(864) 229-4076 (phone)

On Oct 23, 2024, at 9:52 AM, Brandon Smith <bsmith@basmithlaw.com> wrote:

Yes sir. We would need the summary judgment motion heard before trial. Thank you.
[Quoted text hidden]

Chuck Watson <chuck@watsonlawfirm.com>
To: Brandon Smith <bsmith@basmithlaw.com>
Cc: Rodney White <numberoneauto2@gmail.com>

Fri, Oct 25, 2024 at 2:37 PM

Sure.

[Quoted text hidden]

Rodney White <numberoneauto2@gmail.com>
To: Chuck Watson <chuck@watsonlawfirm.com>
Cc: Brandon Smith <bsmith@basmithlaw.com>

Wed, Oct 30, 2024 at 6:24 PM

Good afternoon, Mr Watson and Mr Smith, Mr Watson I don't think I've had the pleasure to meet you , but i hope this finds everyone in good spirits, my apologies for the late response , To update everyone on my status I had been in search of an attorney, but the recent storms that affected the area and circumstances beyond my control halt my search,i currently have a attorney pending but November 6 is not a good date for them, I was ask to request a 30 day extension, I would greatly appreciate everyone for understanding and considering my request, thanks

[Quoted text hidden]

Chuck Watson <chuck@watsonlawfirm.com>
To: Rodney White <numberoneauto2@gmail.com>
Cc: Brandon Smith <bsmith@basmithlaw.com>

Wed, Oct 30, 2024 at 6:33 PM

Please ask your attorney to contact me about requesting an extension. I will be glad to speak with him/her.

[Quoted text hidden]

Rodney White <numberoneauto2@gmail.com>
To: Chuck Watson <chuck@watsonlawfirm.com>
Cc: Brandon Smith <bsmith@basmithlaw.com>

Wed, Oct 30, 2024 at 6:49 PM

Will do, thank you.

[Quoted text hidden]

Chuck Watson <chuck@watsonlawfirm.com>
To: Rodney White <numberoneauto2@gmail.com>
Cc: Brandon Smith <bsmith@basmithlaw.com>

Thu, Oct 31, 2024 at 1:24 PM

Who is your attorney?

[Quoted text hidden]

EXHIBIT C

Correspondence Between Respondents
Counsel, Special Referee and Appellate
Counsel on Rule 60 Strategy

Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Chuck Watson <chuck@watsonlawfirm.com>

Fri, Feb 21, 2025 at 9:42 AM

to Karen Heery <kheery@greenwoodsc.gov>

cc Brandon Smith <bsmith@basmithlaw.com>, Aaron Wallace <awallace@wallacefirm.com>

Karen, please file this order. This will end the case.

Chuck

Karen Heery <kheery@greenwoodsc.gov>

Mon, Feb 24, 2025 at 11:43 AM

to Chuck Watson <chuck@watsonlawfirm.com>

cc Brandon Smith <bsmith@basmithlaw.com>, Aaron Wallace <awallace@wallacefirm.com>

Re: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

completed

Chuck Watson <chuck@watsonlawfirm.com>

Mon, Feb 24, 2025 at 12:31 PM

to Karen Heery <kheery@greenwoodsc.gov>

cc Brandon Smith <bsmith@basmithlaw.com>, Aaron Wallace <awallace@wallacefirm.com>

RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Thanks 😊

Brandon Smith <bsmith@basmithlaw.com>

Tue, Apr 22, 2025 at 1:34 PM

to Chuck Watson <chuck@watsonlawfirm.com>

cc Aaron Wallace <awallace@wallacefirm.com>

RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Good afternoon. Please see attached the motion and exhibits filed today.

Brandon A. Smith

Attorney

104 Maxwell Avenue (29646)

Post Office Box 1810 (29648)

Greenwood, South Carolina

(864) 229-4076 (phone)

Chuck Watson <chuck@watsonlawfirm.com>
to Brandon Smith <bsmith@basmithlaw.com>
cc Aaron Wallace <awallace@wallacefirm.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Tue, Apr 22, 2025 at 5:46 PM

Brandon, have you considered doing an ejectment through the magistrate court? It would probably be much quicker.

Brandon Smith <bsmith@basmithlaw.com>
to Chuck Watson <chuck@watsonlawfirm.com>
cc Aaron Wallace <awallace@wallacefirm.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Tue, Apr 22, 2025 at 6:38 PM

I did but thought this approach might be best since you are familiar with the facts. I can certainly entertain the Magistrate's Court route though.

Brandon A. Smith

Attorney

104 Maxwell Avenue (29646)

Post Office Box 1810 (29648)

Greenwood, South Carolina

(864) 229-4076 (phone)

Chuck Watson <chuck@watsonlawfirm.com>
to Brandon Smith <bsmith@basmithlaw.com>
cc Aaron Wallace <awallace@wallacefirm.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Wed, Apr 23, 2025 at 12:58 PM

I don't think re-opening the judgment would work for you. Simply enforcing the judgment is probably the best way to go.

Aaron Wallace <awallace@wallacefirm.com>
to Chuck Watson <chuck@watsonlawfirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig <rmckaig@wallacefirm.com>
Re: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Wed, Apr 30, 2025 at 3:15 PM

Chuck,

We agree with the Plaintiff that the order as written needs clarification. We intend to file a more formal response within the next day or so. We will explain in greater detail in our response.

Aaron V. Wallace, Esq.
Wallace Law Firm
1416 Laurel Street, STE B
Columbia, SC 29201
803-766-3997
www.wallacefirm.com

Chuck Watson <chuck@watsonlawfirm.com> Wed, Apr 30, 2025 at 3:45 PM
to Aaron Wallace <awallace@wallacefirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig
<rmckaig@wallacefirm.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

I will be happy to look at whatever either of you wants to file. However, my order was issued, and the time to file for reconsideration has expired. As a result, I believe my order is final. If both parties consent, I do not mind entering a supplemental order. But, from my recollection, the standard under Rule 60 is rather steep.

Aaron Wallace <awallace@wallacefirm.com> Wed, Apr 30, 2025 at 3:54 PM
to Chuck Watson <chuck@watsonlawfirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig
<rmckaig@wallacefirm.com>
Re: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Thank you. We will be getting something to you shortly addressing this stuff and we will be seeking relief from the appellate court to give you leave to enter an amended order to address issues raised by both parties.

Aaron V. Wallace, Esq.
Wallace Law Firm
1416 Laurel Street, STE B
Columbia, SC 29201
803-766-3997
www.wallacefirm.com

Chuck Watson <chuck@watsonlawfirm.com> Wed, Apr 30, 2025 at 4:21 PM
to Aaron Wallace <awallace@wallacefirm.com>

cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig <rmckaig@wallacefirm.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Is this under appeal?

Aaron Wallace <awallace@wallacefirm.com> Fri, May 2, 2025 at 7:43 AM
to Chuck Watson <chuck@watsonlawfirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>
Re: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Chuck,

On the directive of my client, Rodney White, I am objecting to the Plaintiff using rule 60 to amend the final judgment. Thanks.

-Aaron

Aaron V. Wallace, Esq.

Wallace Law Firm

1416 Laurel Street, STE B

Columbia, SC 29201

803-766-3997

www.wallacefirm.com

Chuck Watson <chuck@watsonlawfirm.com> Fri, May 2, 2025 at 8:12 AM
to Aaron Wallace <awallace@wallacefirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>
RE: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Would you guys mind sending me a copy of your appellate briefs so that I can tell what issues are under appeal?

Aaron, you mentioned you were petitioning the appellate court to give me permission to take some action. Please provide that as well.

Aaron Wallace <awallace@wallacefirm.com> Fri, May 2, 2025 at 8:28 AM
to Chuck Watson <chuck@watsonlawfirm.com>
cc Brandon Smith <bsmith@basmithlaw.com>, Ryan Mckaig <ryan@mckaiglaw.com>, Ryan Mckaig <rmckaig@wallacefirm.com>

Re: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Hey,

We haven't filed our briefs yet. Rodney has directed us to oppose the Rule 60, he hasn't authorized us to proceed with a request for a stay either in the appellate court.

Please confirm for me that we don't need an official filing in opposition to the Rule 60 as it relates to our objection. I gather based on your previous response to Brandon that it may not be necessary.

Aaron V. Wallace, Esq.

Wallace Law Firm

1416 Laurel Street, STE B

Columbia, SC 29201

803-766-3997

www.wallacefirmssc.com

Aaron Wallace <awallace@wallacefirmssc.com>
to Rodney White <numberoneauto2@gmail.com>
Fwd: Greenwood Mills Inc vs Rodney White (2021-CP-24-784)

Fri, May 2, 2025 at 8:30 AM

Aaron V. Wallace, Esq.

Wallace Law Firm

1416 Laurel Street, STE B

Columbia, SC 29201

803-766-3997

www.wallacefirmssc.com

Begin forwarded message:

EXHIBIT D

Plaintiffs Notice of Motion for Relief from

Judgement and

Motion for Leave to Allow Court to Amend

Final Order

pursuant to Rule 60(b)

(Actions Taken While Under Appellate Court

Jurisdiction)

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF GREENWOOD	)	CASE NO.: 2021-CP-24-00784
	)	
Greenwood Mills, Inc.,	)	
	)	
Plaintiff,	)	
	)	PLAINTIFF'S NOTICE OF MOTION AND
v.	)	MOTION FOR RELIEF FROM JUDGMENT
	)	
Rodney White	)	
	)	
Defendants.	)	
	)	

YOU WILL PLEASE TAKE NOTICE that the above-named Plaintiff, by and through the undersigned, will move before this Honorable Court ten (10) days hence or as soon thereafter as the matter may be heard for an Amendment of Final Order pursuant to Rule 60(b) of the South Carolina Rules of Civil Procedure. Pursuant to previous rulings and the defense's own representations, Plaintiff simply seeks an Order requiring Defendant to vacate 341 Maxwell Ave., Greenwood, SC 29646, the subject real property in this matter.

This Court's previous orders confirmed Plaintiff's absolute ownership of the subject real property. On July 31, 2023, Judge Addy granted Plaintiff's Motion for Partial Summary Judgment with regard to Defendant's claim for adverse possession. After referral, this Court on November 22, 2024 granted Plaintiff's subsequent Motion for Partial Summary Judgment with regard to any remaining claims made by Defendant for ownership of the real property, ruling that "the Plaintiff is the owner of the property in fee simple and that the Defendant has no equitable interest therein." Finally, by Order filed February 24, 2025, this Court denied Defendant's Motion for Reconsideration as to this Court's November 22, 2024 Order Granting Partial Summary Judgment.

Defendant's counsel on December 4, 2024 represented the defense's position that "until our motion for reconsideration has been ruled on my client should be able to remain on the property" as part of a discussion with this Court also regarding supersedeas process. See Exhibit A attached hereto. Upon receipt of this Court's Final Order on February 21, 2025, which denied that Motion for Reconsideration,

Plaintiff's counsel notified Defendant's counsel that his client had fifteen (15) days to remove any personal property items from the subject real property. See Exhibit B attached hereto. Defendant's counsel did not respond to this correspondence until nearly six (6) weeks later on April 9, 2025, and Defendant's trespassing on and refusal to vacate the real property continues. In fact, Defendant actually introduced a new vehicle to the real property in April 2025.

While Defendant filed a Notice of Intent to Appeal with the South Carolina Court of Appeals, Rule 205 of the South Carolina Appellate Court Rules states "[n]othing in these Rules shall prohibit the lower court, commission or tribunal from proceeding with matters not affected by the appeal." Defendant's continued presence on the subject real property is contrary to this Court's Final Order but is not affected by Defendant's appeal, and no supersedeas actions have been taken.

In sum, this Court remains the most appropriate Court to hear this matter, and Plaintiff moves before this Court for an Amendment of Final Order.

Greenwood, South Carolina

Law Offices of Brandon A. Smith, LLC

April 22, 2025

BY: s/ Brandon A. Smith
Brandon A. Smith
104 Maxwell Avenue
Post Office Box 1810
Greenwood, SC 29648
(864) 229-4076 (phone)

Attorney for Plaintiff

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of Common Pleas

Charles M. Watson, Jr., Special Referee

Case No. 2025-000569

Greenwood Mills, Inc., Respondent,

v.

Rodney White, Appellant.

MOTION FOR STAY OF FINAL ORDER, MOTION TO STAY ALL
DEADLINES IN CASE ON APPEAL, AND MOTION FOR LEAVE TO
ALLOW TRIAL COURT TO ENTER AMENDED FINAL ORDER

NOW COMES Defendant/Appellant, Rodney White, by and through his undersigned counsel and pursuant to Rule 241 of the South Carolina Appellate Court Rules, respectfully moving for entry of an order granting supersedeas in the above-entitled case and staying the effect of the orders identified in the Defendant's notice of appeal, which is attached as Exhibit 1 to this motion. In support of this motion, the Defendant shows as follows:

1. This case began in 2003, when the parties entered into a sale/purchase contract for the property that is the subject of this dispute.
2. The Defendant made eight payments under the contract but then made no further payments, although he continued to occupy the property.

3. On April 30, 2021, the parties entered into a second sale/purchase contract, although unlike the first contract, the second did not involve owner financing, but rather required the Defendant to pay the full purchase amount by May 31, 2021.
4. When the Defendant did not make the payment, the Plaintiff informed him that it was rescinding the offer and subsequently brought suit. Defendant, who raised claims of adverse possession, continued to occupy and/or store items of personalty on the property and continues to do so to this day.
5. In July or August of 2022, while Defendant was not present, the Plaintiff had the home on the property demolished. Defendant then sought to recover the value of the items he lost as a result of the demolition.
6. On November 24, 2024, the Special Referee entered an order granting partial summary judgment in favor of the Plaintiff, ruling that the Defendant had no ownership or equitable interest in the property.
7. On February 21, 2025, the Special Referee entered a second order in which he ruled in favor of the Plaintiff on Defendant's counterclaims and denied the Plaintiff's motion to reconsider the November 24, 2024 order.
8. Defendant filed notice of appeal from both orders to this court.
9. On April 22, 2025, Plaintiff filed a motion pursuant to Rule 60(b) of the South Carolina Rules of Civil Procedure in which it asked the court to amend its February 21, 2025, order by including a provision ordering Defendant to vacate the property.
10. The Plaintiff has responded to that motion by objecting to the Plaintiff's proposed inclusion, but agreeing with the Plaintiff that the current order does not describe the status or duties of the parties with sufficient clarity, and asking for a hearing on the issue of

whether Defendant has any further rights in tenancy given his occupation of the property.

That response is attached to this motion as Exhibit 2.

11. Accordingly, the Defendant asks for an order staying the effects of the February 21, 2025 order, as well as the November 24, 2024 order, given that both parties are in apparent agreement that the existing final order is in need of amendment.
12. Defendant further moves to stay all deadlines in the instant appeal, given that it is anticipated that there will be an amended order entered, from which the Defendant would appeal. The amended order would supersede the final order now under appeal and therefore nullify the order at issue in the present appeal, resulting in this appeal becoming moot in light of the entry of an amended final order and an appeal from that order.
13. Pursuant to Rule 241, the Defendant further moves for leave to allow the trial court to conduct the anticipated hearing and enter an amended order as appropriate after considering the evidence and arguments presented at the forthcoming Rule 60 hearing.
14. Pursuant to Rule 241, the Defendant has signed a verification of this pleading, which is attached to this motion as Exhibit 3.

WHEREFORE, Defendant respectfully requests the following relief:

- 1) Entry of an order pursuant to Rule 241 staying the February 21, 2025 order, as well as the underlying November 24, 2025 order, until such time as the trial court may enter an amended final order;
- 2) Entry of an order staying all deadlines in the instant appeal until such time as the trial court enters an amended final order, with the expectation that the amended order will supersede the existing final order and will be appealed from, creating a new appeal and mooting the instant appeal;

- 3) Entry of an order granting leave for the trial court to consider the pending Rule 60 motion and enter an appropriate order after hearing arguments from both parties.

Respectfully submitted

/s/Ryan McKaig

Ryan McKaig

(104026)

Aaron

Wallace

(100255)

Wallace Law

Firm

1416 Laurel

Street, Suite B

Columbia, South Carolina 29201

(803) 766-3997

Attorneys for Appellant

May 1, 2025

Columbia, South Carolina

VERIFICATION

I, Rodney White, the Defendant in this action, hereby certify under oath that the information contained in this pleading is true and accurate to the best of my knowledge and belief.

Rodney White

Sworn to and subscribed before me this the

_____ day of _____, 2025

NOTARY PUBLIC

My Commission

Expires: _____

CERTIFICATE OF SERVICE

I hereby certify that I have served Brandon A. Smith, attorney for Plaintiff/Respondent, as well as Special Referee Charles M. Watson, Jr., by email at the following addresses:
bs@basmithlaw.com and chuck@watsonlawfirm.com.

/s/Ryan McKaig

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Attorneys for Appellant

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENWOOD COUNTY
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Respectfully submitted

/s/Ryan McKaig

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1416 Laurel

Street, Suite B

Columbia, South Carolina 29201

(803) 766-3997

Attorneys for Appellant

May 1, 2025

Columbia, South Carolina

VERIFICATION

I, Rodney White, the Defendant in this action, hereby certify under oath that the information contained in this pleading is true and accurate to the best of my knowledge and belief.

Rodney White

Sworn to and subscribed before me this the

_____ day of _____, 2025

NOTARY PUBLIC

My Commission

Expires: _____

CERTIFICATE OF SERVICE

I hereby certify that I have served Brandon A. Smith, attorney for Plaintiff/Respondent, as well as Special Referee Charles M. Watson, Jr., by email at the following addresses: bs@basmithlaw.com and chuck@watsonlawfirm.com.

/s/Ryan McKaig

Ryan McKaig

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1416 Laurel

Street, Suite B

Columbia, South Carolina 29201

(803) 766-3997

Attorneys for Appellant

May 1, 2025

Columbia, South Carolina

EXHIBIT E

Magistrate Court Actions Taken While Case
was Under Appellate Review

(Appellate Jurisdiction)

STATE OF SOUTH CAROLINA

COUNTY OF GREENWOOD

2025CV2410101198
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT
NOTICE TO QUIT PREMISES

Greenwood Mills Inc
104 Maxwell Ave
Greenwood, SC 29646

PLAINTIFF(S)

Vs

Rodney White
109 Cardinal Rd
Greenwood, SC 29646-9439

DEFENDANT(S)

Upon an affidavit filed by the plaintiff which states you:

Rodney White

defendant(s), are a trespasser(s) and are occupying the premises at
109 Cardinal Rd

Greenwood, SC 29646-9439

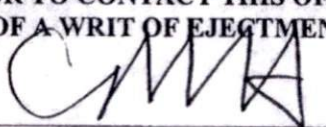
without permission of the owner of said premises. You are required to immediately vacate the premises or contact the:

Greenwood Magistrate
528 Monument Street
Room 100
Greenwood, SC 29646
Phone: (864) 942-8655
Fax: (864) 942-8663

within five (5) days to show cause, if any you can, why you should not be ejected from these premises.

FAILURE TO VACATE THE PREMISES OR TO CONTACT THIS OFFICE WITHIN FIVE (5) DAYS MAY RESULT IN THE ISSUANCE OF A WRIT OF EJECTMENT.

Dated: April 23, 2025


JUDGE

PERSONALLY appeared before me, the undersigned deponent, who being duly sworn, says that s/he served the herein Notice to Quit Premises/Rule to Show Cause on _____

_____ on the _____ day of _____,
20____ at _____ ☐ AM ☐ PM

Sworn to and subscribed before me
this _____ Day of _____, 20____

Sheriff's Deputy or Constable

NOTARY PUBLIC or JUDGE

My Commission Expires: _____

04-28-25 @ 1350, no answer, At House with no Numbers, Cars And Junk Around House.
Appears no one lives in House. Neighbors say no one lives in House. 337
04-28-25 @ 1300, no answer, Appears no one Has Been to the House. only my tire
Tracks Are in the yard, From yesterday. 337
5-02-25^{MV13} @ 0930, no answer, Left card on Doors. 337
5-06-25 @ 1000, no answer, All cards still on the Doors. 337

STATE OF SOUTH CAROLINA)

COUNTY OF GREENWOOD)

2025CV2410101198
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

WRIT OF EJECTMENT

Greenwood Mills Inc
104 Maxwell Ave
Greenwood, SC 29646
(864) 554-4535

PLAINTIFF(S)

Vs

Rodney White
109 Cardinal Rd - 341 Maxwell Ave
Greenwood, SC 29646-9439

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

Upon Judgment of this Court, rendered on the , you are hereby Ordered to proceed to the premises located at
109 Cardinal Rd

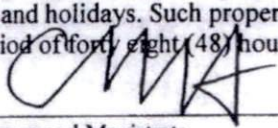
Greenwood, SC 29646-9439.

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. **If the premises appear unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, **a deputy sheriff may enter the premises** using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

July 2, 2025


Greenwood Magistrate

Mitch Mathews, being duly sworn state that:

☐ I personally served a copy of this Writ on _____, an occupant of the rental unit

☒ On 07-02-25 at 1025 the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.

☐ On _____ 20____, at _____, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.

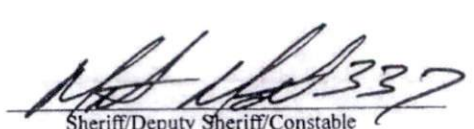
☐ Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.

☐ The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.

☐ Informed by Plaintiff that case is settled.

Date: 07-02-25 @ 1025

07-02-25 @ 1045, posted copy to House Back Door.


Sheriff/Deputy Sheriff/Constable

STATE OF SOUTH CAROLINA

COUNTY OF GREENWOOD

2025CV241010198

CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

Greenwood mills Inc.

DISPOSITION ORDER

PLAINTIFF(S) Attorney: _____ ☐ Pro Se

VS

Rodney White

DEFENDANT(S) Attorney: _____ ☐ Pro Se

Date Heard:

Civil Action Type: ☐ Summons and Complaint; ☐ Claim and Delivery; ☐ Restraining Order
☐ Rule to Vacate; ☐ Summary Ejectment; ☐ Other: _____

Disposition Type: ☐ JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
☒ DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
☐ ACTION DISMISSED. Reason: ☐ Rule 12(b) SCRPC; ☐ Vol. Dis. By Plaintiff
☐ Agreement of Parties; ☐ Other: _____
☐ ACTION STRICKEN. Reason: ☐ Bankruptcy; ☐ Binding Arbitration
☐ Other: _____
☐ TRANSFERRED TO OTHER COURT. Transferred for proper jurisdiction.

IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow); ☐ Statement of Judgment by the Court:

ORDER INFORMATION

This order ☒ ends ☐ does not end the case.
Find for the ☐ Plaintiff; ☐ Defendant

Eviction/Ejectment: ☐ Granted, out by _____; ☐ Denied
Claim and Delivery: ☐ Granted; ☐ Denied. Pick Up Order issued ☐ Yes ☐ No
Restraining Order: ☐ Granted, expires _____; ☐ Denied
Summons and Complaint: Award made in the amount of \$ _____, plus filing fees of \$ _____, for a total of \$ _____.

Remarks: THE COURT IS STAYING THE WRIT OF EJECTMENT DATED 07/02/25.
THE ISSUE OF WHETHER MR. WHITE HAS AN OWNERSHIP INTEREST IN 341 MAXWELL AVE. IS CURRENTLY BEFORE THE SCCA. ALSO, THERE IS A PENDING CIRCUIT COURT MOTION. IF HIGHER COURTS FINALLY DETERMINE THAT MR. WHITE HAS NO OWNERSHIP INTEREST, AT THAT POINT IN TIME GWD MILLS MAY MOT ON THE WRIT OF EJECTMENT.

Magistrate

Date

TA 07/03/25
11:20 AM

AFFIDAVIT OF PUBLICATION

County of Greenwood, State of South Carolina

Index-Journal
PO Box 1018
Greenwood, SC 29648
864-223-1411

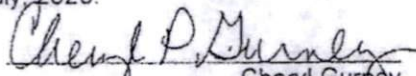
I, Classified Ad Rep, of lawful age, being duly sworn upon oath, deposes and says that I am an authorized representative of the Index-Journal, a daily publication that is published in Greenwood County in the State of South Carolina. The attachment hereto contains a true and correct copy of what was published in the regular edition of said newspaper, and not in a supplement, in consecutive issues on the following dates:

PUBLICATION DATES:

6/11/25
6/18/25
6/25/25

**The Index Journal
Company**
Advertising Representative

Signed and sworn to (or affirmed) before me
on this 1st day of July, 2025.


Cheryl Gurney
Notary Public of South Carolina

My Commission expires: April 06, 2028.



Law Offices of Brandon A Smith
PO Box 1810
Greenwood, SC 29648

Ad ID: 216519
PO#: NOTICE TO QUIT PREMISES
Publication Fee: \$292.50

STATE OF SOUTH CAROLINA
COUNTY OF GREENWOOD
2025CV2410101198
CIVIL CASE NUMBER
IN THE MAGISTRATE'S COURT
NOTICE TO QUIT PREMISES
Greenwood Mills Inc
104 Maxwell Ave
Greenwood, SC 29646
PLAINTIFF(S)

Vs
Rodney White
109 Cardinal Rd
Greenwood, SC 29646-9439
DEFENDANT(S)

Upon an affidavit filed by the plaintiff which states you: Rodney White defendant(s), are a trespasser(s) and are occupying the premises at 109 Cardinal Rd Greenwood, SC 29646-9439 without permission of the owner of said premises. You are required to immediately vacate the premises or contact the:

Greenwood Magistrate
528 Monument Street Room
100 Greenwood, SC 29646
Phone: (864) 942-8655
Fax: (864) 942-8663
within five (5) days to show cause, if any you can, why you should not be ejected from these premises. FAILURE TO VACATE THE PREMISES OR TO CONTACT THIS OFFICE WITHIN FIVE (5) DAYS MAY RESULT IN THE ISSUANCE OF WRIT OF EJECTMENT.
Dated: April 23, 2025

216519
06(11,18,25)2025

JUL 1 PM4:53

STATE OF SOUTH CAROLINA

COUNTY OF GREENWOOD

Greenwood Mills, Inc.,

Plaintiff,

v.

Rodney White

Defendant.

IN THE MAGISTRATE'S COURT

CASE NO.: 2025-CV-2410101198

**ORDER FOR SERVICE
BY PUBLICATION**

It appears to my satisfaction from the return of the Greenwood County Sheriff's Department and process server, Kristie Lumley of Lumley Investigations, LLC, 300 Hwy. 246 S., Greenwood, SC 29649, as well as from the Petition of Plaintiff's attorney on file in this action that the above-entitled action has been commenced and is now pending; that a cause of action exists by the above-named Plaintiff against Defendant, as is fully set forth in this Notice to Quit Premises trespasser action. That Defendant's whereabouts are unknown, and as such, Plaintiff, through the due and diligent efforts of both the Greenwood County Sherriff's Department and a retained process server, has been unable with due diligence to make service of the Notice to Quit Premises in said action upon Defendant; that Defendant cannot be found within this state, although a due and diligent search has been made, as a result it is,

ORDERED, that service of the Notice to Quit Premises in this action be had upon Defendant by publication hereof in The Index-Journal, a newspaper published in the State of South Carolina, County of Greenwood, which said newspaper is hereby designated most likely to give notice to Defendant once a week for three weeks and that the first publication of said Notice to Quit Premises, and Notice is to be made within five days of the date of this Order.

MAY 30 AM 11:11

IT IS FUTHER ORDERED, that a copy of the Notice to Quit Premises shall be forthwith deposited in the U. S. Post Office addressed to Defendant at his last known residence.

AND IT IS SO ORDERED.


Honorable Greenwood County Magistrate

Dated: 5-2-25

MAY 30 AM 11:11

STATE OF SOUTH CAROLINA
COUNTY OF GREENWOOD
Greenwood Mills, Inc.,

Plaintiff,

v.

Rodney White

Defendant.

IN THE MAGISTRATE'S COURT

CASE NO.: 2025-CV-2410101198

**MOTION FOR SERVICE
BY PUBLICATION**

COMES NOW THE PLAINTIFF, Greenwood Mills, Inc., and moves this Court for an Order directing service to be made upon Defendant Rodney White by publication of the Summons pursuant to S.C. Code Section 15-9-710 on the grounds that, after due diligence, service upon Defendant cannot be accomplished as more fully set forth by the Greenwood County Sheriff's Office's nonservice after repeated attempts and in the Affidavit of Non Service attached hereto as Exhibit A.

This Motion will be based upon the pleadings and affidavits of record, the appropriate statutory and case law, the South Carolina Rules of Civil Procedure, any memorandum of law which may be submitted at or before a hearing on this motion, argument of counsel for Plaintiff and any other matters the Court may permit to be presented at a hearing on this matter.

Greenwood, South Carolina

May 29, 2025

The Law Offices of Brandon A. Smith, LLC

By: s/ Brandon A. Smith

Brandon A. Smith
104 Maxwell Avenue (29646)
Post Office Box 1810 (29648)
Greenwood, SC
(864) 229-4063 (phone)
(844) 270-6344 (facsimile)

Attorney for Plaintiff

FILED 23 PM4:51

STATE OF SOUTH CAROLINA,)

IN THE MAGISTRATE COURT
NOTICE TO QUIT PREMISES

COUNTY OF GREENWOOD)

GREENWOOD MILLS INC)

MAY 29 PM 4:51

Plaintiff(s))

vs.)

AFFIDAVIT OF NON-SERVICE

RODNEY WHITE)

CIVIL CASE 2025CV2410101198

Defendant(s).)

PERSONALLY PREPARED BEFORE ME, the undersigned deponent, who being duly sworn

says that (s)he DID NOT serve the Notice to Quit premises, application for Notice to Quit, Exhibit A, B, C, D, E, F (Copy of Judgement in a Civil case, copy Final Order, copy Order Granting Partial summary Judgment) in this action

(Describe document(s) served)

on

RODNEY WHITE

by delivery to

(Name of party served)

UNABLE TO LOCATE: After numerous attempts 109 Cardinal Rd Greenwood, SC. Did address locator search: attempted 21 Whiller Dr. Greenville, SC 29605. Conducted a 4hour surveillance at business 104 Maxwell Ave Greenwood, SC and he was a no-show.

Sworn to and Subscribed before me)

this 29th day of MAY, 2025)

Karen D Swink
Notary Public for South Carolina)

My Commission expires June 1st 2028)

Kristi Lumley
Signature of Deponent



STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
Greenwood Mills, Inc.,
Respondent,
v.
Rodney White,
Appellant.
Appellate Case No. 2025-000569

RECEIVED
JUL 06 2026
SC Court of Appeals

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing Appellant's Motion for Limited Review of Procedural Exhibits, to Call the Court's Attention to an Apparent Clerical Omission in the Amended Record on Appeal, and Request for Limited Exercise of the Court's Supervisory Authority, together with all exhibits attached thereto, upon counsel for the Respondent by depositing the same in the United States Mail,, addressed as follows:

Brandon A. Smith, Esquire
104 Maxwell Avenue
Greenwood, South Carolina 29646

The materials served include the following exhibits attached to the Motion:

Exhibit A – Page 7 October 15, 2024 Order Appointing Charles M. Watson, Jr., as Special Referee.

Exhibit B – Correspondence between the Special Referee and Respondent's counsel.

Exhibit C – Correspondence between Respondent's counsel, Special Referee, and Appellant's counsel.

Exhibit D – Plaintiff's Motion for Relief from judgment, and Motion for Leave to Amend final order.

Exhibit E – Magistrate Court Proceedings Occurring During the Pendency of this Appeal.

I further certify that the original Motion and all attached exhibits are being filed with the Clerk of the South Carolina Court of Appeals in accordance with the South Carolina Appellate Court Rules.

Respectfully submitted this 6 day of July, 2026.