

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2011 CP-10-1559

Wildflower Nursery, Inc. b/d/a Pleasant Landscapes

Joseph W. Beasley, Jr. a/k/a Bill Beasley

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or <input type="checkbox"/> Self-Represented Litigant

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
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX)**  
 Affirmed;  Reversed;  Remanded;  Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIAL COURT, 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: Defendant's Motion to Strike Plaintiff's Summons and Complaint is GRANTED. It is further ordered that Defendant's Counterclaim, in the amount of \$10,300.00, is GRANTED. A formal order will follow.

ORDER INFORMATION

This order  ends  does not end the case.

Additional Information for the Clerk :

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
Joseph W. Beasley a/k/a Billy Beasley	Wildflower Nursery, Inc. d/b/a Pleasant Landscapes	\$10,300.00
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

*Christi Hany*  
Circuit Court Judge  
SCRPC Form 4C (10/2011)

2151  
Judge Code

5/9/13  
Date

FILED  
2013 MAY 10 PM 12:37  
JULIE J. ARSTRONG  
CLERK OF COURT

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

\_\_\_\_\_  
\_\_\_\_\_

**ATTORNEY(S) FOR THE PLAINTIFF(S)**

\_\_\_\_\_  
\_\_\_\_\_

**ATTORNEY(S) FOR THE DEFENDANT(S)**

**CLERK OF COURT**

**Court Reporter:**

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2011-CP-10-1559

Wildflower Nursery, Inc. d/b/a Pleasant Landscapes,

Joseph W. Beasley a/k/a Billy Beasley

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or <input type="checkbox"/> Self-Represented Litigant

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.  See Page 2 for additional information.
- 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
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other

FILED  
 2014 JUN -9 AM 9:31  
 CLERK OF COURT  
 JUDGE APPOINTING

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:

ORDER INFORMATION

This order  ends  does not end the case.  
Additional Information for the Clerk :

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.		
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$
If applicable, describe the property, including tax map information and address, referenced in the order:		

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

*Justin Haugton*  
Circuit Court Judge

2151  
Judge Code

6/5/14  
Date



STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF CHARLESTON )  
 )  
 Wildflower Nursery d/b/a Pleasant )  
 Landscapes, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 Joseph W. Beasley a/k/a Billy Beasley, )  
 )  
 Defendant. )  
 \_\_\_\_\_ )

IN THE COURT OF COMMON PLEAS  
 FOR THE NINTH JUDICIAL CIRCUIT  
 CASE NO. 2011-CP-10-1559

ORDER

BY \_\_\_\_\_  
 JUDICIAL ARMSSTRONG  
 CLERK OF COURT  
 2014 JUN -9 AM 9:31

FILED

THIS MATTER came before the Court on May 15, 2014, for hearing on Plaintiff's Motion for Relief from Judgment and Defendant's Motion for Supplemental Proceedings. Plaintiff had previously requested this Court vacate the judgment entered against the Plaintiff in the amount of Ten Thousand Three Hundred and 00/100 (\$10,300.00) Dollars which this Court denied in November of 2013.

The Court interprets Plaintiff's instant motion, specifically the language requesting the Court "reexamine[e], alter, amend, or reconsider" the May 9, 2013, judgment, as a Motion to Reconsider under SCRPC Rule 59(e) rather than under SCRPC Rule 60. Plaintiff has not identified nor has it satisfied any of the circumstances listed in SCRPC Rule 60(b) under which this Court may grant relief. In the alternative, if the Court treats the motion as one for reconsideration, relief must also be denied. The instant motion was filed on January 21, 2014, well outside the ten (10) day period for a motion to reconsider under SCRPC Rule 59(e).

For the above reasons, the Court DENIES Plaintiff's Motion for Relief from the judgment

Page 4 of 4  


entered on May 9, 2013. The Court GRANTS Defendant's Motion for Supplemental Proceedings and Reference to the Master in Equity for the purpose of recovering the judgment.

IT APPEARING from the Motion of the Defendant, Joseph W. Beasley a/k/a Billy Beasley, (hereinafter designated as "Defendant") that a Judgment has been rendered against the Plaintiff, Wildflower Nursery Inc. d/b/a Pleasant Landscapes, (hereinafter designated as "Plaintiff"), and that the Plaintiff has property which it unjustly refuses to apply toward the satisfaction of said Judgment; and

IT FURTHER APPEARING that the Defendant is entitled to examine the Plaintiff under oath concerning any assets which it may own, and to locate and ascertain the financial assets of the Plaintiff, for the purpose of satisfying the Judgment obtained against the said Plaintiff, as more fully described in the attached Motion,

NOW, THEREFORE,

IT IS ORDERED that this matter be referred to the Honorable Mikell R. Scarborough, Master-in-Equity for Charleston County, for further proceedings consistent with this Order and that the aforesaid Plaintiff, through its President James Parker, appear before said Judge at 100 Broad Street, Charleston, South Carolina, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ .M., in compliance with said Motion and this Order, to answer questions propounded by the Defendant.

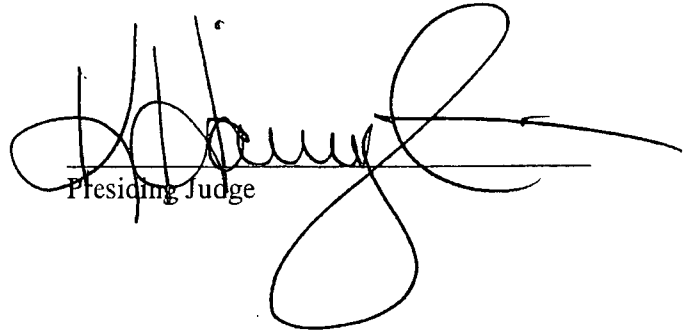
IT IS FURTHER ORDERED that in the meantime, the Plaintiff is restrained from selling, removing, hypothecating, granting a security interest in, or in any way alienating, during the pendency of this action, any of its personal property, real property, receivables on sales, or

banking accounts, wherever situated, except in the usual course of trade.

IT IS FURTHER ORDERED that the Plaintiff produce all documents listed in Exhibit "A" of the attached Subpoena prior to the above hearing.

IT IS FURTHER ORDERED that copies of this Order, and the Motion attached hereto, be personally served as promptly as possible on the aforesaid Plaintiff.

AND IT IS SO ORDERED!

  
\_\_\_\_\_  
Presiding Judge

Charleston, South Carolina  
June 6, 2014  
11-064

## EXHIBIT A

1. Current checkbooks or any accounts in the name of said Plaintiff, along with bank statements on said accounts for the past twelve (12) months and canceled checks on any such accounts from January 1, 2008, to present.
2. Detailed statements of Accounts receivable belonging to Plaintiff, whether or not the same may be pledged or hypothecated.
3. Any certificates of deposit, savings account passbooks, stock certificates in any publicly held or closely held corporations as well as any bonds owned by Plaintiff either separately or jointly held with others.
4. Any balance sheets, profit and loss statements or financial statements, audited or unaudited, prepared and issued by Plaintiff since January 1, 2008.
5. Certificates of title to any vehicles, mobile homes or water craft owned by Plaintiff either separately or jointly due to any lien on any of said vehicle or mobile homes or water craft, then in lieu thereof a written statement detailing a description of each item including year, model, serial number, present value and the amount of any lien therein shall be furnished.
6. Any Deeds, Mortgages, Notes, Contracts of Sale, and Settlement or Closing Statements relating to any real estate transactions involving Plaintiff since January 1, 2008.
7. Copies of any life insurance policies owned by Plaintiff, along with any information pertaining to any loans outstanding on any of said policies.
8. A written inventory or any items of jewelry or art owned by Plaintiff, including a description of each item of jewelry or art and its most appraised evaluation.
9. Any leases of realty or personalty in favor of Plaintiff either individually, or jointly with others.
10. Any and all books, records, documents, or writing concerning the financial status of Plaintiff not herein before specified.
11. Any tax receipts, tax returns, tax supplement forms, and any and all other documents, forms or letters filed with the United States Internal Revenue Service, or the South Carolina Tax Commission, or the Tax authority of any other state within the last five years.