

# EXHIBIT 1

COPY OF ORDER APPEALING

**RECEIVED**

**FILED**

CASE NO. 2013 CP-10-112

MAY 28 2015

Christiana Trust

2015 MAY 12 PM 12:10

Magwood

SC Court of Appeals

PLAINTIFF(S)

JULIE J. ARMSTRONG  
 CLERK OF COURT

DEFENDANT(S)

Submitted by:

Attorney for:  Plaintiff  Defendant  
 or  
 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, 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 :

Defendant's Rule 60(b) Motions are patently without merit. The record reflects, not only was Ms. Magwood sent notice of the hearing, but that she appeared in Court on October 22, 2014. The Court's notes also reflect Ms. Magwood's appearance. The court informed Ms. Magwood the property would be sold on January 6, 2015. On that date the property was purchased by Plaintiff after deficiency judgement was waived. No excusable neglect or meritorious defense having been shown, Defendant's Motion to vacate the Judgment is accordingly DENIED!



**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)
		\$
		\$
		\$

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.

Circuit Court Judge *Michael A. ...* Judge Code 3062 Date 5/7/15

**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

IN THE COURT OF COMMON PLEAS

COUNTY OF CHARLESTON

C/A NO: 2013-CP-10-0112

LEX SPECIAL ASSETS, LLC,

MOTION TO VACATE  
JUDGMENT AND SALE

Plaintiff,

vs.

Andrea J. Magwood, et al.

Defendant(S).

BY \_\_\_\_\_

JULIE J. ARMSTRONG  
CLERK OF COURT

2015 MAY -5 PM 12:35

FILED

PROOF OF SERVICE

I, Magwood, Andrea J., certify that I am of such age and discretion to be competent to serve papers.

That on the 5 day of May, 2015, I have served a copy of the documents listed below, by Certified Mail, sent to each of the following persons at the locations stated below, which is the last known location, and by depositing said envelope and contents in the U.S Mail.

Documents:            -Motion to Vacate Judgment and Sale  
                              -Proof of Service

Party(ies) Served:

JoAnn Jennings  
FINKEL LAW FIRM, LLC  
PO Box 71727  
North Charleston, SC 29415

By: Magwood, Andrea J.  
Magwood, Andrea J. UCC 1-2011-308  
1836 Greenmore Drive  
Charleston, SC 29407

May 5, 2015  
Date