

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF BEAUFORT )  
 )  
 COLLETON RIVER )  
 PLANTATION CLUB, INC., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 JENNIFER L. HOLMES, )  
 )  
 Defendant. )

IN THE COURT OF COMMON PLEAS  
 FOURTEENTH JUDICIAL CIRCUIT  
 CIVIL ACTION NO: 2016-CP-07-02579

ORDER GRANTING DEFENDANT'S  
 MOTION TO DISMISS

This matter came before me for a hearing on the Defendant's Motion to Dismiss on May 30, 2017. Present on behalf of the Plaintiff was Barry L. Johnson, Esquire. Present on behalf of the Defendant was Terry A. Finger, Esquire.

After reviewing the pleadings, Motion to Dismiss, and hearing the arguments of counsel, I find that:

FINDINGS OF FACT

1. The Defendant is not a resident or citizen of Beaufort County, South Carolina or the State of South Carolina.
2. Charles B. Holmes and Jennifer L. Holmes, then husband and wife, acquired title to the real estate that is the subject of this litigation.
3. Jennifer L. Holmes was divorced from Charles B. Holmes in August of 2012 in the State of Indiana.
4. Pursuant to the Dissolution Settlement Agreement and Divorce Decree, Charles B. Holmes was to have all right and title in the Colleton River property which is the subject of this lawsuit.
5. Charles B. Holmes paid all dues and taxes until the time of his death on May 26, 2016.
6. No Deed was recorded transferring the property to Charles B. Holmes which was mandated by the parties' Divorce Decree.

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7. The Plaintiff did not sue Charles B. Holmes or the Estate of Charles B. Holmes.

Based upon these Findings of Fact, I make the following Conclusions of Law:

**CONCLUSIONS OF LAW**

1. The Defendant, Jennifer L. Holmes, is not subject to the personal jurisdiction or in rem jurisdiction concerning the subject property in that the Defendant lost all legal and equitable rights to the subject property upon the divorce of the parties.

**NOW, THEREFORE, IT IS ORDERED** that the Motion to Dismiss previously filed by the Defendant is hereby granted.

**AND IT IS SO ORDERED.**