

The Supreme Court of South Carolina

Piedmont Natural Gas Company, Inc.,
Appellant/Respondent,

v.

Richeous Smith, Worthy Smith a/k/a Worley Smith,
Pearl Terry, Ethel Butler, Tweety Smith a/k/a Tweety
Smith Harris, Doreth Smith, Fletcher Lee Harris, Alma
Williams Smith, James R. Smith, Loree Smith, Gene A.
Smith, Adolf Smith, Janie Sue Smith, Samuel Paul
Smith, Ruby Smith Mansell, Buford Mansell, Ethel Mae
Smith, Wilson Smith, Patrick R. Smith, Reginald Lamont
Smith, Eric Smith, Christine Smith Dawkins, William G.
Dawkins, Alma Renee Smith Murry, Sharai Smith Brock,
Robert Lee Smith, Melissa F. Smith, Rosalyn Annette
Steven, Edith Smith Foster, George Waymon Foster,
Bridgette Smith Blassingame, Tara Smith, Waymon
Odell Smith, Martha Miller Smith, Calvin Lee Smith,
Reece W. Smith, Raymond Eddie Smith, Michael Smith,
Odell Smith, Dorothy Smith Pearson, Gary Pearson,
Jerome Smith, Jaygo Terry, Ida Terry, Mack Terry, Zone
Terry, Leola Terry Smith, James Smith, J.P. Terry, David
Brayvell Terry, Ettie Pearl Booker, Tecora O. Terry
Mason, Odell Mason, Lenora Holley, Dorothy Terry
Sheppard, Orangelee Sheppard, Vernon Sheppard,
Kasandra Sheppard Jenkins, Karen Sheppard Spates,
Theodore Terry, Sr., Gracie Terry, Kelvin F. Terry,
Theodore Terry, Jr., Keith Terry, Leola Terry Daniels,
Wilford Daniels, Terrance Leslie, Sr., Derrick McGee,
Jr., Fred Smith, Jr., Mannell Terry, Patricia Terry, Sheila
Terry, Barbara Evans, Leonard Evans, Linda Evans,
Thomas Evans, Johnny R. Williams, Latonya Gilliam,
Porsha Williams, Chavonte Gilliam, Lakisha Gilliam,
Derrick Gilliam, Rodney Gilliam, Donald Ray Gilliam,
Connie Evans, Michael Evans, Iola Terry Cox, William
Henry Cox, Johnny F. Cox, Joyce A. Smith, Anthony
Cox, Alfred Cox, J. Henry Cox, Charlette J. Cox, Charles

J. Cox, Michael Cox, Supearl Terry Gilliam a/k/a Supearl Terry Gilliam Miranda, Eugene Gilliam, Terry Gilliam, Jerry Gilliam, Warren Gilliam, Eugene Gilliam, Jr., Mattie Gilliam, Ira K. Carroll, Demetrius J. Gilliam, Kehimonies S. Gilliam, Bianca S. Gilliam, Melvin Gilliam, Rodney Gilliam, Cindy Gilliam, Shakima Gilliam, Carmella Cottom, Nina Gilliam, Vermell Gilliam Philllips, Shaynise Alston, John Gilliam, Donald Gilliam, Sr., Leunette Gilliam, Donnette Gilliam Ortchere, Leslie Gilliam Peter, Angela Gilliam, Donald E. Gilliam, Raymond T. Gilliam, Juan Miranda, Carmen Miranda a/k/a Carmen Miranda Glavin, John Glavin, Sr., John Glavin, Jr., Miranda Glavin, Jeffrey Glavin, Yolanda Glavin, Ezell Terry, Magaline Terry, Leroy Terry, Kenneth Terry, James (Jimmy) Terry, Pearlie Mae Terry, Winnie L. Terry Anderson, Furman Anderson, Tommy Anderson, Abigail Dodd, Angela Reid, Sandra McDowell, Harold Anderson, Mary Ann Davis, Charlene Peak, Albert Anderson, Paul Terry, Betty Jo Terry, Donald E. Terry, Deloris I. Terry, Paul A. Terry, Mark G. Terry, Terry Sholer, Jamie Terry, James O. C. Smith, Pauline Smith, Gloria Gore, Paul Smith, Ethel Allen, Desiree Golden, Pauline Workman, Brenda Moulhem, and if any of the aforementioned be deceased, then their heirs, successors, devisees, distributees, Administrators, Executors and Personal Representatives, and any party claiming by or through them, Landowners,

and

The United States of America, acting by and through its agency, the Internal Revenue Service, The United States of America, acting by and through its agency the United States Department of Justice, The South Carolina Department of Revenue, The South Carolina Department of Mental Health, The State of South Carolina, Bullhead Investments, LLC, Arrow Financial Services, LLC, Sharonview Federal Credit Union, Discover Bank, Zachery Arnold, GE Commercial Finance Business Property Corporation, Midland Funding, LLC, and

Greenville County, Other Condemnees,

and

John Doe and Mary Roe, being fictitious names used to represent all persons and condemnees whose true names are not known, including the heirs, successors, devisees, distributees, Administrators, Executors and Personal Representatives of any of the above named Landowners and Other Condemnees who may be deceased; and also all Condemnees whose names are not known, including heirs, infants, persons under disability and persons who may be in Military service, who claim, or may claim, an interest in the property being condemned, and also all other persons unknown, claiming any right, title, estate, interest in or lien upon the real estate described in the Condemnation Notice and Tender of Payment herein, said property being identified as a portion of Greenville County Tax Map Numbers 0531010102100 and 0531010102101, Unknown Claimants,

Of whom Ethel Allen; Shaynise Alson; Harold Anderson; Tommy Anderson; Bridgette Smith Blassingame; Sharai Smith Brock; Carmella Cottom; Alfred Cox; Mary Ann Davis; William G. Dawkins; Abigail Dodd; Linda Evans; Michael Evans; Thomas Evans; Chavonte Gilliam; Cindy Gilliam; Derrick Gilliam; Donald E. Gilliam, Jr., John L. Gilliam; Lakisha Gilliam; Latonya Gilliam; Leunette Gilliam; Mattie M. Gilliam; Nina Gilliam; Raymond Tl Gilliam; Rodney Gilliam; Shakima Gilliam; Warren Gilliam; Desiree Golden; Gloria Gore; Lenora Holley; Kasandra Sheppard Jenkins; Terrance Leslie, Sr.; Sandra McDowell; Derrick McGee, Jr.; Brenda Moulhem; Alma Rene Smith Murry; Charlene Peake; Leslie Gilliam Peter; Angela Reid; Orangelee Sheppard; Vernon Lee Sheppard; Charles Terry Sholer; Calvin Smith; Eric Smith; Fred Smith, Jr.; Gene A. Smith; James R. Smith; Joyce A. Smith; Loree Smith; Martha Miller Smith; Patrick Smith; Paul Smith; Reginald Lamont Smith; Tara Smith; Karen Regenia Spates; Rosalyn Annette Steven;

Betty Jo Terry; Donald E. Terry; Deloris I. Terry; Gracie Terry; Jamie Terry; Keith Terry; Kelvin F. Terry; Leroy Terry; Mark G. Terry; Paul Terry, Jr.; Theodore Terry, Jr.; Porsha Williams; and Pauline Workman are the Respondents/Appellants,

and

Unknown landowners, Reece W. Smith, Raymond Eddie Smith, Michael Smith, Odell Smith, United States of America and the United States of America, acting by and through its Agency, the Internal Revenue Service, Midland Funding, LLC, Sharonview Federal Credit Union, SC Department of Revenue, County of Greenville, Arrow Financial Services, LLC, SC Dept. of Mental Health, SC Attorney General, and Bullhead Investments, LLC, Zachery Arnold, Ettie Pearl Booker, Ira K. Carol, Johnny F. Cox, Wilford Daniels, Angela Gilliam, Bianca S. Gilliam, Demetrius J. Gilliam, Jerry Gilliam, Kehiminnie S. Gilliam, Terry Gilliam, John Glavin, Jr., John Glavin, Sr., Jeffrey Glavin, Miranda Glavin, Yolanda Glavin, Terrance Leslie, Terrell Leslie, Tearia Leslie, Donnette Ortchere, Jerome Smith, Melissa F. Smith, Michael Smith, James (Jimmy) Terry, Patricia Terry, Pearlie Mae Terry, and Sheila Terry are the Respondents.

Appellate Case No. 2015-001909

ORDER

The Motion to File an Amicus Curiae Brief on behalf of the South Carolina Department of Commerce is granted and the brief is accepted as filed. Any reply to the amicus curiae brief should be served and filed within ten (10) days of the date of this order.


FOR THE COURT

C.J.

Columbia, South Carolina

September 26, 2018

cc:

Kevin A. Dunlap, Esquire
Alan Lance Crick, Esquire
Wylie Westmoreland Clarkson, Esquire
Charles Nathaniel Griffin, III, Esquire
Jeffrey D. Wile, Esquire
David B. Ward, Esquire
Erin Culbertson, Esquire
Kelley Yarborough Woody, Esquire
Trace M. Dillon, Esquire
Ahmad Shariyf Washington, Esquire
Paul Andrew McKee, III, Esquire
Sean Gordon Ryan, Esquire
Kiera Courtney Dillon, Esquire
Jason Phillip Luther, Esquire
Fern Ann Paterson, Esquire
Keith M. Babcock, Esquire
Ariail Elizabeth King, Esquire
Michael Montgomery Shetterly, Esquire
Pamela A. Baker, Esquire
South Carolina Department of Mental Health c/o John Magill
Discover Bank c/o CT Corporation
GE Commercial Finance Business Property Corporation c/o CT Corporation
Jerome Smith
Ettie Pearl Booker

Wilford Daniels
Terrance Leslie, Jr.
Terrell Leslie, Sr.
Teaira Leslie
Terry Gilliam
Jerry Gilliam
Ira K. Carol
Demetrius J. Gilliam
Kehiminnie S. Gilliam
Bianca S. Gilliam
Donnette Gilliam Ortchere
Angela Gilliam
John Glavin, Sr.
John Glavin, Jr.
Miranda Glavin
Jeffrey Glavin
Yolanda Glavin
James (Jimmy) Terry
Pearlie Mae Terry
Zachery Arnold