

STATE OF SOUTH CAROLINA

COUNTY OF NEWBERRY

SHEENA PAIGE

Appellant

vs.

ANNETTE LANE, ET AL.

Respondent

IN THE COURT OF COMMON PLEAS

FOR THE EIGHTH CIRCUIT

C/A: 2018CP3600403

ORDER AFFIRMING MAGISTRATE
ORDER OF EVICTION

An appeal was taken from the Magistrate Order granting eviction of Appellant from the property at issue. Following a hearing on December 5, 2018, the Court entered a Form 4 Order dismissing the appeal. Thereafter, Appellant timely filed a Motion for Reconsideration.

A Reconsideration Hearing was held on January 29, 2019 during which the Court reviewed the record and took testimony. At that hearing, Appellant originally took the position that she could not be evicted from the property at issue because of her ownership interest in the property. After questioning on this point by the Court, however, Appellant conceded that she had no ownership interest in the property. The Court learned that multiple people have an ownership interest in the property at issue. Appellant then took the position that she entered into an oral agreement with some, but not all, of the owners of the property that allowed her to live on the property, to which she said she made improvements. The facts surrounding what took place leading up to the time that Appellant began occupying the property are greatly in dispute. Following the hearing, the Court listened to the recordings of the Magistrate Hearings as provided by Appellant on CDs.

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SC Court of Appeals

Given that the agreement allowing Appellant to live on the property at issue was not in writing and was not entered into by all of the owners of the property, the ruling of the Magistrate is affirmed.

IT IS SO ORDERED.



DONALD B. HOCKER
CIRCUIT COURT JUDGE

Newberry, South Carolina
Date: 1-30-19

