

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF LEXINGTON

CASE NO. 2015-CP-32-00547

Wells Fargo Bank, N.A.,

**RECEIVED**

Plaintiff,

**APR 15 2019**  
**SUMMONS**

vs.

**AND**

Eric L. McGlaughlin; Gary L. McGlaughlin;  
Onetta C. McGlaughlin,

**RULE TO SHOW CAUSE**  
**SC Court of Appeals**

Defendant(s).

**TO: MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.**

THIS MATTER came before me at a hearing where the Defendant Eric L. McGlaughlin argued that the Plaintiff lacks standing to prosecute the instant action for foreclosure of real property. In order to resolve the Defendants' arguments, it appears that a Rule to Show Cause is the most judicially efficient manner in which to determine if Mortgage Electronic Registration Systems, Inc. claims any interest in the subject Note and Mortgage.

NOW, THEREFORE, IT IS ORDERED that you do show cause before the undersigned, if any exists, at the office of Master In Equity James O. Spence located at 205 East Main Street, Lexington County Judicial Center Lexington, SC 29072 on May 13, 2019 at 11:00AM as to why an Order should not be issued declaring that you have no interest in the Note and Mortgage that are the subject of the instant foreclosure action. The Note was given by Defendant Eric L. McGlaughlin to First Union Mortgage Corporation on April 23, 1999 in the principal amount of \$106,100.00. In order to better secure payments on the Note, the Mortgage was given by Defendant Eric L. McGlaughlin to First Union Mortgage Corporation with the Mortgage being recorded in the Lexington County Registry on April 27, 1999 in Book 5219 at Page 174. The property secured by the Mortgage is more fully described below:

ALL THAT CERTAIN PIECE, PARCEL, OR LOT OF LAND, WITH ANY IMPROVEMENTS THEREON, SITUATE, LYING, AND BEING LOCATED IN THE COUNTY OF LEXINGTON, STATE OF SOUTH CAROLINA, THE SAME BEING DESIGNATED AS LOT NO. 86, BLOCK "G", ON LOT LAYOUT PLAN OF MURRAYWOOD SUBDIVISION BY L.B.C. & W. ASSOC. OF S.C., INC., DATED FEBRUARY 15, 1972, REVISED JULY 25, 1972, AND RECORDED IN BOOK 120-G, PAGE 64 IN THE RECORDS FOR LEXINGTON COUNTY, SOUTH CAROLINA;

BEING MORE PARTICULARLY SHOWN ON A PLAT PREPARED FOR JOSEPH A. MEZZACAPPA BY COX AND DINKINS, INC., DATED APRIL 20, 1994 AND RECORDED MAY 5, 1994 IN BOOK 268, PAGE 536 IN SAID RECORDS, HAVING SUCH BOUNDARIES AND MEASUREMENTS AS SHOWN ON SAID LATTER PLAT, REFERENCE TO WHICH IS HEREBY CRAVED FOR A MORE COMPLETE AND ACCURATE DESCRIPTION.

THIS BEING THE SAME PROPERTY CONVEYED TO ERIC L. MCGLAUGHLIN BY DEED OF JOSEPH A. MEZZACAPPA, DATED APRIL 21, 1999 AND RECORDED APRIL 27, 1999 IN BOOK 5219, PAGE 170 IN THE RECORDS FOR LEXINGTON COUNTY, SOUTH CAROLINA.

An assignment of Mortgage from Wells Fargo Bank, N.A., successor by merger to Wachovia Mortgage Corporation, f/k/a First Union Mortgage Corporation to Mortgage Electronic Registration Systems, Inc. as nominee for Wells Fargo Home Mortgage, Inc. was recorded in the Lexington County registry on January 13, 2015 in Book 17404 at Page 119. An assignment of Mortgage from Mortgage Electronic Registration Systems, Inc. as nominee for Wells Fargo Home Mortgage, Inc. to Wells Fargo Bank, N.A. was recorded in the Lexington County registry on January 13, 2015 in Book 17404 at Page 121.

YOU ARE HEREBY SUMMONED and required to answer the Rule to Show Cause herein, a copy of which is herewith served upon you, or otherwise appear and defend, and to serve a copy of your Answer to said Rule to Show Cause upon the subscribers at 3800 Fernandina Road, Suite 110, Columbia, SC 29210 within thirty (30) days hereof, exclusive of the day of such service; except that the United States of America, if named, shall have sixty (60) days to answer the service hereof, exclusive of the day of such service; and, if you fail to answer the Rule to Show Cause within the time aforesaid, or otherwise appear and defend, the Plaintiff will apply to the Court for the relief demanded therein, and judgment by default will be rendered against you for the relief demanded in the Rule to Show Cause.

**[JUDGE'S ELECTRONIC SIGNATURE PAGE TO FOLLOW]**



Lexington Common Pleas

**Case Caption:** Wells Fargo Bank NA VS Eric L McGlaughlin , defendant, et al  
**Case Number:** 2015CP3200547  
**Type:** Order/Rule To Show Cause

AND IT IS SO ORDERED.

S/JUDGE JAMES O. SPENCE-3068