

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE  
INDEPENDENCE NATIONAL BANK  
Plaintiff,  
vs.  
BUNCOMBE PROFESSIONAL  
PARK, LLC AND DAVID DECARLIS  
S/A DAVID D. DECARLIS  
Defendant.

IN THE COURT OF COMMON PLEAS  
FOR THE THIRTEENTH JUDICIAL CIRCUIT

County C/A No.: 2010-CP-23-03860

RULE TO SHOW CAUSE ORDER

**RECEIVED**

AUG 12 2019

**SC Court of Appeals**

TO: RESPONDENT, David DeCarlis s/a David D. DeCarlis

It appearing to the Court that a Judgment has been entered against you, the Execution upon the Judgment has been issued to the Sheriff of Greenville County, that the Sheriff made a Nulla Bona return to the Execution; that the Petitioner, Independence National Bank, has moved the Court for your examination under oath in Supplementary Proceedings, pursuant to the provisions of Section §15-39-310 et. Seq. of the Code of Laws of South Carolina (1977); and the Court having satisfied itself that the petitioner is entitled to this Order,

IT IS, ACCORDINGLY, ORDERED that you, David DeCarlis s/a David D. DeCarlis, appear before the Honorable Charles B. Simmons, Jr., to who this action is hereby referred as Master-in-Equity for Greenville County, on July 24, 2019 at 10:00 am whose address is **305 E. North Street, Greenville, South Carolina, 29601 on the Third floor, Courtroom 5**, to answer under oath concerning your assets, and to show cause why your property should not be applied toward satisfaction of the Judgment herein.

IT IS FURTHER ORDERED, pursuant to Section §15-39-440 of the Code of Laws of South Carolina (1977), that you are temporarily restrained and enjoined from alienating, selling,

transferring or otherwise disposing of your property, including but not limited to funds held in two (2) savings accounts with BB&T, and any and all other property not exempt for execution and outside of the normal course of business until further order of this Court.

IT IS FURTHER ORDERED that, pursuant to Rule 53 of the South Carolina Rules of Civil Procedure, the Master-in-Equity will entertain the rule upon all motions necessary to dispose of this matter, including, but not limited to, motions to dismiss, motions to appoint a receiver, and motions to continue the matter, and has authority to enter a Final Order in the matter, any appeal therefrom being directly to the South Carolina Court of Appeals.

YOU ARE FURTHER ORDERED to provide Petitioner's counsel, Aaron J. Angell, whose address is **200 N. Main Street, Suite 301, Greenville, South Carolina 29601**, the following documents at least ten (10) days prior to the scheduled hearing date:

1. Your latest financial statements, including balance sheets and profit and loss in come statements;
2. An inventory of assets owned in whole or in part by you and, if any are under lien, a copy of the lien documents;
3. Latest bank statements for all bank accounts in your name or in which you have access or signatory power;
4. Passbooks and savings certificates for any and all savings accounts in your name or to which you have access;
5. Title to all vehicles owned in whole or in part by you and, if any are under lien, a copy of the lien documents;
6. Title to any boats, motors and trailers owned in whole or in part by you and, if any are under lien, a copy of the lien documents;

7. Title to any real property owned in whole or in part by you and, if mortgaged, a copy of  
the mortgage documents;
8. All Trust(s) documents in which you serve as either Trustee, Grantor, or as a beneficiary;
9. Federal and state income tax returns for the years 2015 through 2017 and any forms for estimated taxes for 2018 for you and any corporations or partnerships in which you hold  
any interest;
10. All stocks, bonds, notes, mortgages, or securities of any nature owned in whole or in part by you;
11. Records of any partnership interest held by you;
12. All Ledgers, books of account and business records maintained by or for you or for any corporation or partnership in which you hold any interest;
13. Any and all policies of insurance owned by you or made payable to you, in whole or in part;
14. Any and all records showing indebtedness and accounts receivable owed to you, in whole or in part;
15. Records of any transfer of property, real or personal, made by you from January 1, 2015 to the present; and
16. Any and all other documents or information pertaining to real or personal property, business interest and any other assets owned in whole or in part by you.

JUDGE'S SIGNATURE PAGE TO FOLLOW

AND IT IS SO ORDERD.



Greenville Common Pleas

**Case Caption:** Independence National Bank vs. Buncombe Professional Park Llc ,  
defendant, et al  
**Case Number:** 2010CP2303860  
**Type:** Order/Rule To Show Cause

And It Is So Ordered!

s/ Judge Charles B. Simmons, Jr. (3023)