

STATE OF SOUTH CAROLINA
COUNTY OF OCONEE

IN THE COURT OF COMMON PLEAS
TENTH JUDICIAL CIRCUIT

MICHEL D. HAYNES,
Plaintiff,

vs.

ORDER TO AMEND

2019CP370628

RECEIVED

JUL 31 2020

SC Court of Appeals

**DAPHENY FAMILY, LP; SAVERNE
HAYNES; YUVONNE BOWENS;
GREGORY HAYNES; KASHTI
HAYNES; TIFFANY PROVENCE,
PERSONAL REPRESENTATIVE OF
THE ESTATE OF EFFORD HAYNES;**
Defendants.

This matter came to be heard before me this 9th day of June, 2020, via WebEx pursuant to a Motion filed by the counsel for the Plaintiff seeking to amend the Amended Complaint to dismiss the Defendant, Dapheny Family LP, as a party-to this action.

At the call of the case, the Plaintiff was not present but represented by his attorney, Robert L. Waldrep, Jr. The Defendants, Dapheny Family, LP, Saverne Haynes, Yuvonne Haynes were not present but represented by their attorney, Richard H. McDuff. The Defendant, Tiffany Provence, was properly notified of the hearing; however, her counsel, Scott Riddell, provided communication that this Defendant would not be attending the hearing as she consented to the motion. The Defendants, Gregory Haynes and Kashti Haynes, were properly notified of the hearing but did not appear.

The Plaintiff's counsel argued that it has been determined that the Defendant, Dapheny Family, LP, was rendered null and void prior to January 1, 2018; therefore, it would proper to dismiss the Defendant, Dapheny Family, LP, as a named Defendant. The attorney for the Defendants, Dapheny Family, LP, Saverne Haynes, Yuvonne Haynes,

consented to the Plaintiff's Motion with the stipulation that should a conflict arise as a result of the amendment that he be allowed to withdraw from representation. The Plaintiff's counsel had no objection to the stipulation.

After hearing arguments of counsel, the Plaintiff's Motion to Amend is appropriate and permissible under Rule 15, *SCRPC*.

Therefore, it is Ordered, Adjudged, and Decreed;

That the Plaintiff's Motion to Amend is granted and Plaintiff is allowed to amend the Amended Complaint and counsel for the Defendants, Dapheny Family, LP, Saverne Haynes, Yuvonne Haynes, be allowed to withdraw from representation should a conflict arise as a result of the Plaintiff's amendment.

IT IS SO ORDERED.

R. Scott Sprouse, Circuit Court Judge
Tenth Judicial Circuit

Dated: _____
Anderson, South Carolina.



Oconee Common Pleas

Case Caption: Michel D Haynes VS Dapheny Family Lp , defendant, et al

Case Number: 2019CP3700628

Type: Order/Amend

s/R. Scott Sprouse, Judge #2752

Tenth Judicial Circuit - - -