

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF BEAUFORT )  
 )  
 GEORGIA HARRISON, BARBARA )  
 HARRISON, JOYCE ELLEN )  
 HARRISON, WILLIAM S. )  
 HARRISON, III, STANLEY )  
 ROBERTS, and DIANA MENDHEIM, )  
 individually and as agent and attorney )  
 in fact, )  
 )  
 Plaintiffs, )  
 vs. )  
 )  
 STEPHANIE LORRAINE )  
 KIRKLAND, GARY LAMONT )  
 KIRKLAND, KEITA NICOLE )  
 WHITE, and CHERYL KIRKLAND, )  
 )  
 Defendants )  
 )  
 \_\_\_\_\_ )

IN THE COURT OF COMMON PLEAS  
 FOURTEENTH JUDICIAL CIRCUIT  
 CIVIL ACTION NO. 2020-CP-07-02301

**RECEIVED**  
**Mar 09 2022**  
**SC Court of Appeals**

**ORDER**

THIS MATTER CAME BEFORE THE COURT for consideration of the Plaintiffs’ Motion to Set Fair Market Value, on September 9, 2021 at 3:00 p.m. via WebEx video hearing. Present at the hearing via video conference were Thomas C. Taylor and Chester C. Williams, counsel for the Plaintiffs, Roberts Vaux, counsel for the Defendants, Plaintiff Georgia Harrison, Plaintiff Diana Mendheim, Plaintiffs’ consultant Andre White, and Defendant Keita Nicole White.

This hearing was a continuation of two previous hearings on the same matter, and the Court had previously taken testimony from Andre White and accepted as evidence (without objection), copies of an appraisal of the property dated February 28, 2021 and a copy of a contract for the purchase and sale of the land, dated September 14, 2020. During the September 9, 2021 hearing, counsel for the Plaintiffs and the Defendants, and Defendant Keita Nicole White, advised the Court that they all agreed the current fair market value of the property is Nine Million, One Hundred Thousand (\$9,100,000.00) Dollars.

Having heard the testimony, and considered the exhibits and the arguments of counsel, I make the following findings and conclusions:

#### FINDINGS OF FACT

1. This is an action initiated by the Plaintiffs on November 24, 2020, to quiet title and partition the land by sale pursuant to the Clementa C. Pinckney Uniform Partition of Heirs' Property Act, codified at S.C. Code Annot. Section 15-61-310 et. seq.
2. All Defendants were properly served or acknowledged service.
3. This case was referred to me as the Master on April 21, 2021.
4. By a Consent Order entered on May 21, 2021, the parties agreed the property is owned in indivision by the Plaintiffs, the represented Co-Owners, and the Defendants, and that their respective undivided interests in the real property are as set forth in Exhibit A to that Consent Order.
5. The parties agree that the current Fair Market Value for the 26.462 acres, more or less, of land described in the Complaint, is \$9,100,000.00.
6. The Defendants wish to retain new counsel in substitution of Mr. Vaux, and neither Mr. Vaux nor the Plaintiffs object. The Defendants advised the Court that they may be contacted directly at 1570 East New York Avenue, Apt. 2A, Brooklyn, New York, 11212 once Mr. Vaux is relieved as counsel of record. Further, the Defendants agreed to retain new counsel and advise the Court of the new counsel, within twenty (20) days of the filing of this Order.

#### CONCLUSIONS OF LAW

1. Pursuant to S.C. Code Annot. Section 15-61-360(B), the Court adopts the agreed upon Nine Million, One Hundred Thousand (\$9,100,000.00) Dollar valuation as the current Fair Market Value of the 26.462 acres, more or less, of land described in the Complaint.

2. A partition trial of this matter is hereby set for October 6, 2021 at 10 a.m. before the undersigned Master in Equity of Beaufort County, South Carolina, at the Beaufort County Courthouse, 102 Ribaut Road, Room 212, Beaufort, SC.
3. Copies of this filed Order shall be served upon all Defendants by the Plaintiffs' counsel within five (5) days of its filing, and notice therein given to each Defendant that any Defendant may buy all the interests of the Plaintiffs and the represented Co-Owners who have requested partition by sale.
4. Any Defendant who is interested in purchasing the interests of the Plaintiffs and the represented Cotenants that requested partition by sale, shall notify the court of that interest no later than September 26, 2021, which is ten (10) days prior to the scheduled partition trial. Such notice shall be made as follows:

Hon. Marvin H. Dukes III  
Master in Equity  
Post Office Drawer 1228  
Beaufort, SC 29901-1228

With a copy to the Plaintiffs' counsel:

Thomas C. Taylor, Esq.  
Law Office of Thomas C. Taylor  
P.O. Box 5550  
Hilton Head Island, SC, 29938-5550

and,

Chester C. Williams, Esq.  
Law Office of Chester C. Williams. LLC  
P.O. Box 6028  
Hilton Head Island, SC 29938-6028.

The notice to the Court shall reference the caption and case number as set forth above.

5. The purchase price for each of the interests of the cotenants that requested partition by sale is Nine Million, One Hundred Thousand (\$9,100,000.00) multiplied by the cotenant's fractional ownership of the entire parcel.

6. At the Defendants' request, Roberts Vaux, Esq. is hereby relieved as counsel for the Defendants. To ensure that the case moves forward in a timely fashion, the Defendants shall retain new counsel and notify the Court of the name and address of the new counsel, within twenty (20) days of this Order. Further, in the event new counsel is not retained within that time period, the Plaintiffs, the Court, and all interested parties may contact the Defendants directly at 1570 East New York Avenue, Apt. 2A, Brooklyn, New York, 11212. Notice properly mailed via the US Postal Service to such address shall be presumed as service upon the Defendants consistent with the South Carolina Rules of Civil Procedure and the common law.

AND IT IS SO ORDERED.

s/\_\_\_\_\_  
Marvin Dukes, III  
Master In Equity and Special Circuit  
Court Judge of Beaufort County



Beaufort Common Pleas

**Case Caption:** Georgia Harrison , plaintiff, et al VS Stephanie Lorraine Kirkland ,  
defendant, et al  
**Case Number:** 2020CP0702301  
**Type:** Order/Other

So Ordered:

s/Marvin H. Dukes III #3069