

Glen Fleming  
PLAINTIFF(S)

Vance Fleming  
DEFENDANT(S)

**DISPOSITION TYPE (CHECK ONE)**

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

**IT IS ORDERED AND ADJUDGED:**  See attached order (formal order to follow)  Statement of Judgment by the Court:

The Defendant, Vance Fleming, filed a Motion to Alter or Amend pursuant to Rule 59(e), SCRPC on February 14, 2022. Defendant requested that this Court rule on the magistrate's ability to hear this case and the applicability of S.C. Code Section 22-3-20(2).

I find that the deed was validly executed and the title to the real property is not at issue.

Therefore, the Court's Order from February 3, 2022 is hereby AMENDED to include the finding that the title to real property is not at issue and thus, the magistrate is able to hear this case pursuant to S.C. Code Section 22-3-20(2).

The appeal is GRANTED and the matter is REMANDED to the lower court for reconsideration.

**ORDER INFORMATION**

This order  ends  does not end the case.  See Page 2 for additional information.

**For Clerk of Court Office Use Only**

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 04/20/2022 .

Vance Fleming for Vance Fleming  
Vance Fleming for Vance Fleming

**RECEIVED**  
MAY 19 2022  
SC Court of Appeals

**NAMES OF TRADITIONAL FILERS SERVED BY MAIL**

**Court Reporter:**

**E-Filing Note:** The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCF.

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Aiken Common Pleas

**Case Caption:** Glen Fleming VS Vance Fleming

**Case Number:** 2021CP0202457

**Type:** Order/Electronic Form 4

So Ordered

The Honorable Courtney Clyburn Pope

## Certificate of Electronic Notification

### Recipients

**William Edwards** - Notification transmitted on 04-20-2022 12:26:27 PM.

**Tom Woodruff** - Notification transmitted on 04-20-2022 12:26:27 PM.

\*\*\*\*\* IMPORTANT NOTICE - READ THIS INFORMATION \*\*\*\*\*

NOTICE OF ELECTRONIC FILING [NEF]

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**A filing has been submitted to the court RE:** 2021CP0202457

**Official File Stamp:** 04-20-2022 12:26:15 AM

**Court:** CIRCUIT COURT

Common Pleas

Aiken

**Case Caption:** Glen Fleming VS Vance Fleming

**Document(s) Submitted:** Order/Electronic Form 4 Order/Electronic Form 4

**Filed by or on behalf of:** Courtney Clyburn Pope

This notice was automatically generated by the Court's auto-notification system.

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**The following people were served electronically:**

William H. Edwards for Vance Fleming

Tom Griffin Woodruff, Jr. for Glen Fleming

**The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:**

Vance Fleming for Vance Fleming

Vance Fleming for Vance Fleming

ELECTRONICALLY FILED - 2022 Apr 20 12:26 PM - AIKEN - COMMON PLEAS - CASE#2021CP0202457