

STATE OF SOUTH CAROLINA)
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COUNTY OF SPARTANBURG)
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)
Petitioner(s),)
-vs-)
)
Respondent(s),)
)
_____)

IN THE COURT OF COMMON PLEAS
SEVENTH JUDICIAL CIRCUIT

RULE TO SHOW CAUSE

CASE NO: _____-CP-42-_____

IT APPEARING from the Motion of (hereinafter designated “Petitioner”) that a Judgment has been rendered against the Respondent _____ (hereinafter designated “Respondent”), and that the Respondent has property which it unjustly refuses to apply towards satisfaction of said Judgment; and,

IT FURTHER APPEARING that the Petitioner is entitled to examine the Respondent under oath concerning any assets which it may own, and to locate and ascertain the financial assets of the Respondent, for the purpose of satisfying the Judgment obtained against the said Respondent, as more fully described in the attached Motion;

NOW, THEREFORE, IT IS ORDERED THAT this matter be referred to the Honorable Shannon M. Phillips, for further proceedings consistent with this Order and that the aforesaid Respondent appear before the said Master-In-Equity on the ___ day of _____, 20__ at __.M., in compliance with the said Motion and this Order, at the Honorable Shannon M. Phillips’s Office, Spartanburg County Courthouse, Spartanburg, South Carolina, to answer under oath concerning your assets questions propounded to Respondent by the Petitioner; to SHOW CAUSE why your property should not be applied toward satisfaction of the judgment(s) set out

in the Motion; and to SHOW CAUSE why a Receiver of your property should not be appointed, pursuant to the provisions of S.C. Code Ann. Section 15-39-430.

IT IS FURTHER ORDERED that pursuant to S.C. Code Ann. Section 15-39-390 and Rule 53 SCRCP the Master-In-Equity will entertain and rule upon all motions necessary to dispose of this matter, to include but not limited to, motions to dismiss, motions to appoint Receiver, motions to continue the matter and motions to sell all or certain property of judgment debtor in satisfaction of the Petitioner's debt and has authority to enter a Final Order, with any appeal directly to the South Carolina Supreme Court.

IT IS FURTHER ORDERED THAT COPIES OF THIS ORDER, AND THE ATTACHED MOTION, BE PERSONALLY SERVED AS PROMPTLY AS POSSIBLE ON THE AFORESAID RESPONDENT. YOU ARE FURTHER ORDERED TO BRING WITH YOU TO THE HEARING THE FOLLOWING:

1. Current checkbooks or any accounts in the name of said Respondent, along with bank statements on said accounts for the past twelve (12) months and canceled checks on any such accounts from January 1, _____, to present.

2. Detailed statements of Accounts received belonging to Respondent, whether or not the same may be pledged or hypothecated.

3. Any certificates of deposit, savings account passbooks, stock certificates in any publicly held or closely held corporations as well as any bonds owned by Respondent either separately or jointly held with others.

4. Any balance sheets, profit and loss statements or financial statements, audited or unaudited, prepared and issued by Respondent since January 1, _____.

5. Certificates of title to any vehicles, mobile homes or water craft owned by Respondent either separately or jointly due to any lien on any of said vehicle or mobile homes or water craft, then in lieu thereof a written statement detailing a description of each item including year, model, serial number, present value and the amount of any lien therein shall be furnished.

6. Any Deeds, Mortgages, Notes, Contracts of Sale, and Settlement or Closing Statements relating to any real estate transactions involving Respondents since _____.

7. Copies of any life insurance policies owned by Respondent, along with any information pertaining to any loans outstanding on any of said policies.

8. A written inventory or any items of jewelry or art owned by Respondent, including a description of each item of jewelry or art and its most appraised evaluation.

9. Any leases of realty or personally in favor of Respondent either individually, or jointly with others.

10. Any and all books, recorded, documents, or writings concerning the financial status of Respondent not herein before specified.

11. Any tax receipts, tax returns, tax supplement forms, and any and all other documents, forms, or letters filed with the United States Internal Revenue Service, or the South Carolina Tax Commission, or the Tax authority of any other state within the last five years.