**STATE OF SOUTH CAROLINA ) IN THE PROBATE COURT**

**)**

**COUNTY OF CHARLESTON ) CASE NO.: 2018-ES-10-0000**

**)**

**IN RE: )**

**ESTATE OF \_\_\_\_\_\_\_\_\_\_\_\_\_ )**

**)**

**\_\_\_\_\_\_\_\_\_\_\_\_\_, ESQUIRE, ) ORDER RELIEVING COUNSEL**

**Movant, )**

**)**

**v. )**

**)**

**\_\_\_\_\_\_\_\_\_\_\_\_\_, as )**

**Personal Representative of the Estate )**

**of \_\_\_\_\_\_\_\_\_\_\_\_\_, )**

**Respondent.**  )

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_)

|  |  |
| --- | --- |
| **Hearing Date:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_, 2018** |
| **Presiding Judge:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Movant:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_, Esq.** |
| **Respondent:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Respondent’s Attorney:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_** |
| **Court Reporter:** | **\_\_\_\_\_\_\_\_\_\_\_\_\_ Court Reporting** |

**THIS MATTER** comes before the Court upon the Movant’s, \_\_\_\_\_\_\_\_\_\_\_\_\_, Esq., Motion to be Relieved as Counsel for Respondent, \_\_\_\_\_\_\_\_\_\_\_\_\_, the Personal Representative of the Estate of \_\_\_\_\_\_\_\_\_\_\_\_\_. Present at the hearing was the Movant, \_\_\_\_\_\_\_\_\_\_\_\_\_, Esq. Respondent failed to appear pursuant to proper notice.

**FINDINGS OF FACT AND CONCLUSION OF LAW**

1. The Decedent, \_\_\_\_\_\_\_\_\_\_\_\_\_, died intestate on \_\_\_\_\_\_\_\_\_\_\_ \_\_\_, 2017 a resident of \_\_\_\_\_\_\_\_\_\_\_\_ County.
2. The Court has jurisdiction over this matter and venue is proper pursuant to S.C. Code of Laws Ann. §§ 62-1-302 and 62-3-201(a)(1);
3. Proper notice was given to all parties with an interest in this matter pursuant to S.C. Code of Laws Ann. § 62-1-401;
4. That Attorney \_\_\_\_\_\_\_\_\_\_\_\_\_ explained that he has been unable to get in contact with the Respondent for a period of \_\_\_\_ (\_\_) months;
5. That Respondent sold a house out of the Estate and used the services of \_\_\_\_\_\_\_\_\_\_\_\_\_;
6. That Respondent refused to supply Movant with the HUD Statement and closing documents for filing with the Court;
7. That Respondent informed Movant that he paid all outstanding creditors, but upon further inquiry, Movant discovered that that many creditors were not paid.
8. That Respondent stated that he could provide of payment of creditors’ claims, but more than one year has passed and Respondent has not produced any such documents.

Based upon the foregoing, it is now, hereby:

**ORDEDED, ADJUDGED, AND DECREED** that Movant’s Motion to Withdraw as Counsel is hereby **GRANTED**.

**AND IT IS SO ORDERED** this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 2018.

**\_\_\_\_\_\_\_\_\_\_\_\_\_**

**[Associate] Judge of Probate**

**Charleston, South Carolina**