

STATE OF SOUTH CAROLINA)
)
 COUNTY OF CHARLESTON)
)
ROOSEVELT L. SIMMONS)
 Plaintiff,)
 vs.)
)
MASE and COMPANY, LLC, et al)
 Defendant.)

IN THE COURT OF COMMON PLEAS
 NINTH JUDICIAL CIRCUIT
 CASE NO.: 2011_CP-10-1084
**MOTION AND ORDER INFORMATION
 FORM AND COVERSHEET**

| | |
|--|--|
| Plaintiff's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____ | Defendant's Attorney: Wendy J. Keefer, Bar No. 16427 Address: 1643B Savannah Hwy, Suite 226 Charleston, SC 29407 Phone: 843-860-1534 Fax _____ E-mail: wendykeefe@yahoo.com Other: _____ |
|--|--|

- MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)**
- FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)**
- PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)**

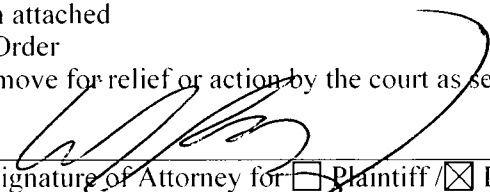
SECTION I: Hearing Information

Nature of Motion: Motion for Summary Judgment
 Estimated Time Needed: 1 hour Court Reporter Needed: YES / NO

SECTION II: Motion/Order Type

Written motion attached
 Form Motion/Order

I hereby move for relief or action by the court as set forth in the attached proposed order.


 Signature of Attorney for Plaintiff / Defendant

April 30, 2019
Date submitted

SECTION III: Motion Fee

PAID – AMOUNT: \$ _____

EXEMPT: (check reason)

- Rule to Show Cause in Child or Spousal Support
- Domestic Abuse or Abuse and Neglect
- Indigent Status State Agency v. Indigent Party
- Sexually Violent Predator Act Post-Conviction Relief
- Motion for Stay in Bankruptcy
- Motion for Publication Motion for Execution (Rule 69, SCRPC)
- Proposed order submitted at request of the court; or,
 reduced to writing from motion made in open court per judge's instructions
 Name of Court Reporter: _____
- Other: _____

| | |
|--|---------------------------------|
| JUDGE'S SECTION <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____ | JUDGE CODE _____ Date: _____ |
|--|---------------------------------|

CLERK'S VERIFICATION

Collected by: _____ Date Filed: _____

MOTION FEE COLLECTED: \$ _____

CONTESTED – AMOUNT DUE: \$ _____

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

IN THE COURT OF COMMON PLEAS
IN THE NINTH JUDICIAL CIRCUIT
CASE NO. 2011-CP-10-1084

ROOSEVELT SIMMONS)
Plaintiff)
Vs.)
MASE and COMPANY, LLC,)
CHARLESTON COUNTY)
SHERIFF'S DEPARTMENT,)
CHARLESTON COUNTY,)
CHARLESTON COUNTY)
REVENUE COLLECTIONS)
DEPARTMENT,)
Defendants.)

**DEFENDANT MASE and COMPANY,
LLC's NOTICE OF MOTION AND
MOTION FOR SUMMARY JUDGMENT**

FILED
2019 APR 30 AM 10:27
JULIE J. ARMSTRONG
CLERK OF COURT

Defendant, Mase and Company, LLC ("Mase"), hereby moves this Honorable Court for an Order granting summary judgment in favor of Defendants on the issue of laches. The basis for this Motion is Plaintiff's unreasonable delay, continued and admitted ignoring of notices from the County as to the impending sheriff's sale of his property, and the resulting prejudice to all remaining Defendants.

Mase also requests that summary judgment be granted in its favor given Mase's status as a good faith purchaser and the finality afforded judicial property sales under S.C. § 15-39-870.

This Motion is supported by the accompanying legal memorandum and exhibits attached thereto.

SIGNATURE ON NEXT PAGE

April 30, 2019

Respectfully submitted,



Wendy J. Keefer, Esq.
Keefer & Keefer, LLC
1643B Savannah Hwy, Suite 226
Charleston, SC 29407
(843) 860-1534
wendykeefer@yahoo.com

ATTORNEYS FOR DEFENDANT MASE
AND COMPANY, LLC

RULE 11 CERTIFICATION

As this is a Motion for Summary Judgment, Rule 11 does not require consultation with opposing counsel prior to the filing of this Motion.

CERTIFICATE OF SERVICE

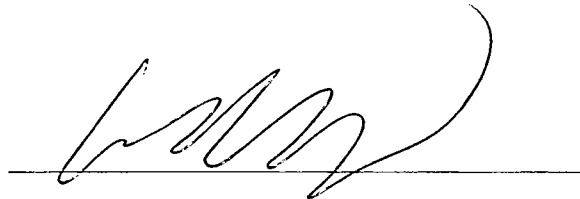
I hereby certify that I have on this the 30th of April, 2019, had a true and correct copy of the foregoing Defendant Mase and Company, LLC's Notice of Motion and Motion for Summary Judgment transmitted to Plaintiff's Counsel and other counsel of record, identified below, via electronic transmission, and U.S. Mail:

Edward A. Bertele, Esq. – ebertele@msn.com

Attorney at Law
1812 Pierce Street
Charleston, SC 29492

Christopher T. Dorsel, Esq. – christ@sennlegal.com

Senn Legal, LLC
3 Wesley Drive
Charleston, SC 29407



Wendy J. Keefer