|  |  |  |
| --- | --- | --- |
| STATE OF SOUTH CAROLINA | ) | IN THE PROBATE COURT |
|  | ) |  |
| COUNTY OF GREENVILLE | )  ) | **MOTION FOR REMOVAL** |
| IN THE MATTER OF: | ) |  |
|  | ) | CASE NUMBER: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| (Decedent) | ) |  |

A formal proceeding concerning the above matter was commenced on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_. The undersigned hereby moves for removal of this action to the Circuit Court and asserts that this action is removable because it involves the following:

Probate of Will

Appointment of Personal Representative

Construction of Will

Title to property in which the Estate of a decedent asserts an interest

Internal or external matter involving a trust (excluding “special needs trusts”)

Action in which there is a right to trial by jury and in which the amount in controversy is at least $5,000

Action concerning gifts under the SC Uniform Gifts to Minors Act

This Motion is made no later than ten (10) days from \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_, the date on which all responsive pleadings were filed. By copy of this Motion, the undersigned is giving notice to interested persons as required by law.

Executed this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

|  |  |
| --- | --- |
| Signature: |  |
| Print Name: |  |
| Address: |  |
|  |  |
| Telephone (Work): |  |
| (Home): |  |
| (Cell): |  |
| Email: |  |
| Relationship to Decedent/Estate: |  |

**ORDER FOR REMOVAL**

It is hereby ORDERED on the Court’s own Motion that this action be removed to the Circuit Court.

Jurisdiction is retained as to all other matters involving this case.

The related matters of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ are also removed to serve the best interest of the Estate and/or the interest of judicial economy.

The Motion for Removal is hereby GRANTED. This action shall be removed to the Circuit Court.

Jurisdiction is retained as to all other matters involving this case.

The related matters of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ are also removed to serve the best interest of the Estate and/or the interest of judicial economy.

It is hereby ORDERED that the Motion for Removal is DENIED because \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

Executed this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chadwicke L. Groover, Probate Court Judge

Caroline M. Horlbeck, Associate Probate Court Judge

Elizabeth P. Wiygul, Associate Probate Court Judge

Christie Martin-Kelley, Deputy Probate Court Judge