

SERVICE BY PUBLICATION

South Carolina Code of Laws
§15-9-710, et. seq.



Hon. Chadwicke L. Groover
Probate Judge for Greenville County
301 University Ridge, Suite 1200
Greenville, SC 29601
864/467-7170
www.greenvillecounty.org/probate

- ◆ File Motion for Service by Publication (FORM 122ES) **AND** Affidavit of Due Diligence (FORM 409ES) indicating efforts made in locating this person.

Probate Judge will then sign the Order on FORM 122ES directing publication. (See S. C. Code of Laws, §15-9-740.)
- ◆ Schedule a hearing allowing publication and response times; date and time to be included on Summons publication in addition to requirements of §15-9-740.
- ◆ Publish Summons once a week for 3 weeks in a newspaper printed in the county most likely to give notice to the person to be served (see §15-9-740). Be sure the decedent's name is included in the publication. **AND** mail copy of pleadings to last known address of missing person unless such address is not known or cannot be ascertained.

- ◆ File newspaper Affidavit of Publication at the Probate Court.
- ◆ If no response after 30 days from last publication date, file Affidavit of Default.

[If minors or incapacitated adults are to be served, see SCRCP, Rule 55(b)(2), as it pertains to Guardians ad Litem.]