

in this action should be rendered against the Defendant, Dave W. Awde, individually and d/b/a Passive Solar Group of Greenville/Audae Homes.

4. Service was made upon the Defendants, Thomas A. Korbutt and Carol I. Korbutt, on February 8, 1988, as more fully appears by reference to the Affidavits of Service of Craig Blackwell on file herein. These Defendants duly filed an Answer in this matter requesting that the Complaint be dismissed against these Defendants.

5. Service was made upon the Defendant, Carolina First Bank, by Certified Mail, Return Receipt Requested, Delivery Restricted to Addressee, as more fully appears by reference to the return receipt of S. Clark, on file herein. This Defendant duly filed an Answer in this matter asserting that its mortgage has priority over the mechanic's lien asserted by the Plaintiff in this matter and requesting that any foreclosure sale be subject to the mortgage of this Defendant.

6. Service was made upon the Defendant, Marine Midland Mortgage Servicing Corporation, by Certified Mail, Return Receipt Requested, Delivery Restricted to Addressee, as more fully appears by reference to the return receipt of V. Colby dated February 22, 1988 on file herein. This Defendant has failed to file an Answer or otherwise responsively plead in this action and is presently in default, as more fully appears by reference to the Affidavit of Default of Wallace A. Mullinax, Jr. on file herein.

7. The Defendant, Parthenon Marble Products, Inc., was named as a party to this action as this Defendant may claim some