

SERVICE BY PUBLICATION

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

- ◆ File Motion for Service by Publication (Form #122PC)

AND

a separate Affidavit indicating that the particular person needing to be served cannot be located after due diligence (include what action was taken to locate this person, such as Internet search, detective work, mailings, county property records, telephone book, etc.). Probate Judge will then sign the Order on Form #122PC 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 (see sample) 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 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 SCRCF, Rule 55(b)(2), as it pertains to Guardians ad Litem.]

STATE OF SOUTH CAROLINA)	IN THE PROBATE COURT
))	Case No. 92ES2302146
COUNTY OF GREENVILLE)	
IN RE: Estate of GERTRUDE JEFFERSON)	
GREEN, Deceased)	
Alice Land,)	
Petitioner,)	
vs.)	
Ralph Green, Gary White, and)	
Ben Black,)	
Respondents)	
	SUMMONS
	Sample
TO: Ralph Green, Respondent above-named:	
YOU ARE HEREBY SUMMONED and required to answer the Petition in this action, of which a copy is herewith served upon you, and to serve a copy of your Answer to the said Petition on the subscriber at his office located at 101 Main Street, Wonderville, SC 29106, within thirty (30) days after the service hereof, exclusive of the day of such service; and if you fail to answer the Petition within the time aforesaid, the Petitioner in this action will apply to the Court for a default judgment for the relief demanded in the Petition.	
This shall serve also as notice of hearing set for Wednesday, March 15, 1995, at 2:00p.m.	
	<u>Charles H. Finney</u> Charles H. Finney Attorney for Petitioner P. O. Box 1001 Wonderville, SC 29106 864/233-0987
Date: January 3, 1995	