|  |  |  |
| --- | --- | --- |
| 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