

2023-01

HORRY COUNTY MASTER IN EQUITY

Re: Order Requiring Plaintiffs in a Foreclosure Action to Disclose Certain Contact and Identifying Information to Property Owners.

HORRY COUNTY
2023 MAR 27 PM 4:19
RENEE N. ELVIS
CLERK OF COURT
HORRY COUNTY, SC

ORDER

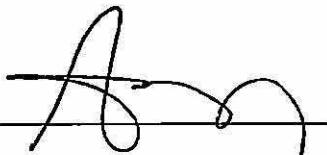
Rule 71(c) of the South Carolina Rules of Civil Procedure allows "Any party to the action, or any person who had a lien on the mortgaged premises at the time of the sale, upon filing with the master or other officer conducting the sale a claim of entitlement to the surplus fund, may have a hearing to determine such entitlement". Any surplus funds remaining after all claims to surplus funds have been paid constitute equity in the subject property which is distributable to all lienors or mortgagors who have lost their property to foreclosure ("Owners").

In the event Owners that have lost their property to foreclosure cannot be readily contacted, plaintiffs and their attorneys in the foreclosure action shall provide this court contact and identifying information ("Ordered Information") from their files so that Owners can be notified of any remaining surplus funds. Plaintiffs in foreclosure actions generally include, but are not limited to, lenders, loan servicing agents, property owners' associations, and judgment creditors.

Ordered Information includes, but is not necessarily limited to the following: names, most recent mailing address, most recent email address, phone numbers, date of birth and social security numbers. Ordered Information provided to this court shall be kept confidential pursuant to existing state and federal law. Ordered Information will not be published in the public record. Ordered Information requested by this court shall be provided to the court within a reasonable time period.

IT IS SO ORDERED.

February 16, 2023
Conway, SC



Judge Alan D. Clemmons
Horry County Master in Equity