

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF \_\_\_\_\_ )  
 )  
IN THE MATTER OF: )  
 )  
\_\_\_\_\_ )  
(Decedent) )

IN THE PROBATE COURT  
**MOTION FOR REMOVAL**

CASE NUMBER: \_\_\_\_\_

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: \_\_\_\_\_

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**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\_\_\_\_\_.

\_\_\_\_\_, Probate Court Judge