

L&B Updated Writ Procedure for Spartanburg County

We at Loebsock & Brownlee, PLLC are constantly evaluating our internal policies and procedures to enhance the experience of our valued clients. After an internal review of our Writ of Ejectment procedure for Spartanburg County, South Carolina, due to newly implemented local Court rules by the Spartanburg County Magistrate Court, Loebsock & Brownlee, PLLC will no longer be able pay for and/or file a Writ of Ejectment following the completion of an eviction action filed in the Spartanburg County Magistrate Court.

While we, as a firm, are collectively disappointed that we will no longer be able to provide this service, we are confident that this new procedure will increase the effectiveness and efficiency of your evictions and will expedite the removal of tenants who have been evicted by the Court. Please see below for our updated procedures on how to pay for and file Writs in Spartanburg County, SC following the completion of an eviction action. As always, we greatly value your partnership and look forward to assisting you with your eviction related needs in the future.

Spartanburg County, South Carolina Writ Policy Overview & New Filing Instructions:

Overview

After an eviction is filed in the Spartanburg County Magistrate Court, one of two events will occur: 1) The tenant does not request a hearing on the merits within the End of Answer period, or 2) The tenant requests a hearing on the merits before the expiration of the End of Answer Period and a trial is scheduled by the Court. If the tenant does not request a hearing within the End of Answer Period, judgment is granted for the Landlord and the Landlord may file the Writ of Ejectment *after the judge has signed the Order*. Conversely, if the tenant does request a hearing, a hearing will be scheduled on the next session of Court - which occurs each Friday morning at 9:00AM. In either scenario, all Writ of Ejectment(s) must be filed with the Spartanburg County Magistrate Court by each Friday at 4:30PM or the Writ will “expire” and the case must be re-filed.

Instructions

To ensure that your eviction cases not only receive positive results, but are also able to be effectuated by and through a Writ of Ejectment our firm has adopted the following procedures:

- If a tenant does NOT request a hearing, once the Judge signs off on the Order granting your property possession of the rental unit, our team will email you through Nationwide that the Writ of Ejectment is available.
 - Once this notification is provided, it will then be incumbent upon your property to pay for the Writ of Ejectment at the Courthouse. This will ensure the Writ is filed on time and ensure your “Set-Out” occurs the following Thursday.
- If the tenant does request a hearing, one of our attorneys will still represent your property in Court.
 - However, immediately following the Court proceedings, the Landlord will then need to pay for the Writ at the “Magistrate Court Window” to confirm your contact information. This will ensure your “Set Out” will take place as scheduled on the following Thursday.

If you have any questions, please visit our [Contact Form](#).