

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
COUNTY OF CHARLESTON	)	FOR THE NINTH JUDICIAL CIRCUIT
	)	BEFORE THE MASTER-IN-EQUITY
	)	
Tess Singleton and Benquetta White,	)	CASE NO. 2022-CP-10-05305
	)	
Plaintiffs,	)	ORDER FOR ISSUANCE OF A
	)	BENCH WARRANT (AS TO
vs.	)	DEFENDANT MICHAEL A.
	)	BROWN, SR.)
The Blue Note Bistro, LLC; Henry D.	)	
Smalls; and Michael A. Brown, Sr.,	)	
	)	
Defendants.	)	

This matter comes before the Court upon the Affidavit of Non-Compliance filed by Plaintiffs pursuant to paragraph 7 of this Court's Order filed June 10, 2026 (the "June 10 Order"). Having reviewed the Affidavit, the June 10 Order, the prior Orders of this Court, and the record, the Court FINDS as follows:

FINDINGS

1. On October 25, 2023, judgment was entered in favor of Plaintiffs and against Defendants, jointly and severally, in the amount of \$965,077.65. That judgment remains unsatisfied.
2. By the June 10 Order, the Court found Defendant Michael A. Brown, Sr. ("Brown") in continued, willful civil contempt and afforded him a final opportunity to comply. The June 10 Order required Brown, on or before June 19, 2026, to produce to Plaintiffs' counsel all responsive documents within his possession, custody, or control, accompanied by his affidavit, sworn under oath, attesting that the documents produced constitute all responsive documents within his possession, custody, or control.
3. The June 10 Order further provided, at paragraph 7, that should Brown fail to produce the documents together with the sworn affidavit required on or before June 19, 2026, or fail to appear for his deposition on or before June 26, 2026, then upon Plaintiffs' filing of an affidavit of non-compliance, a bench warrant shall issue for the arrest of Brown without further hearing, and Brown shall be held until he purges his contempt by complying with the Order.
4. Plaintiffs have filed their Affidavit of Non-Compliance. As set forth therein, Brown did not produce all responsive documents within his possession, custody, or control on or before June 19, 2026. Although Brown furnished an affidavit, he did not produce the titles to his vehicles or his filed federal and state income tax returns, and he has also failed to provide the complete sworn accounting required by the Court's April 6, 2026 Order.

5. Brown has failed to comply with paragraph 4 of the June 10 Order and has not purged his contempt.

IT IS THEREFORE ORDERED

1. A bench warrant shall issue for the arrest of Defendant Michael A. Brown, Sr.
2. The Charleston County Sheriff, or any other authorized law enforcement officer, is directed to arrest Defendant Michael A. Brown, Sr. and to bring him before this Court.
3. Defendant Michael A. Brown, Sr. shall provide to Plaintiffs' counsel a complete sworn accounting of all income received by him during the past five (5) years and all assets owned, held, or controlled by him, directly or indirectly, as of the date of this Order.
4. Upon his arrest, Defendant Brown shall be held until he purges his contempt by complying with this Court's Orders, including by producing all responsive documents within his possession, custody, or control together with the sworn affidavit required by the June 10 Order, and by providing the complete sworn accounting described above.
5. This Order is entered solely against judgment debtor Michael A. Brown, Sr. Nothing herein shall apply to, or be enforced against, Defendant Henry D. Smalls or any property of his bankruptcy estate during the pendency of the automatic stay under 11 U.S.C. § 362.

AND IT IS SO ORDERED.

The Honorable Mikell R. Scarborough
Master in Equity for Charleston County
Charleston, South Carolina

[Electronic Signature on following page]



Charleston Common Pleas

Case Caption: Tess Singleton , plaintiff, et al VS Blue Note Bistro Llc The ,
defendant, et al
Case Number: 2022CP1005305
Type: Master/Order/Other

So Ordered

s/Mikell R. Scarborough 3062
