

The South Carolina Court of Appeals

Jamar Stark and Tyla McNeill, Appellants,

v.

Southern Touch Properties, Respondent.

Appellate Case No. 2023-000630

ORDER

Appellant has filed a petition to stay the circuit court's April 20, 2023 order affirming the magistrate's writ of ejectment. After careful consideration, the petition to stay is temporarily granted pending (1) this court's receipt and review of a return to the petition, and (2) this court's receipt and review of a signed undertaking pursuant to section 27-40-800 of the South Carolina Code. *See* S.C. Code Ann. § 27-40-800(f)(1) (2007) ("Upon appeal to the Supreme Court or to the court of appeals, it is sufficient to stay execution of a judgment for ejectment that the tenant sign an undertaking that he will pay to the landlord the amount of rent, determined by order of the judge of the circuit court, as it becomes due periodically after judgment was entered. The judge of the court having jurisdiction shall order stay of execution upon the undertaking."). Respondent's return and Appellant's signed undertaking shall be served and filed within ten days of the date of this order.



C.J.

FOR THE COURT

Columbia, South Carolina

cc:

Jamar Stark

Tyla McNeill

Richard C. Jones, Esquire

FILED
May 01 2023
