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SC Court of Appeals

STATE OF SOUTH CAROLINA )  
 ) 2022-CP-27-00115  
 ) CIVIL CASE NUMBER  
 COUNTY OF JASPER )  
 ) IN THE COURT OF APPEAL  
T.C. REALTY OF THE LOWCOUNTRY , )  
 PLAINTIFF ) Motion For An Emergency Stay  
 VS. )  
TERESA BRINK, STEVERN BRINK )  
FRANK SWARTZ , )  
 DEFENDANTS )

I Teresa Brink, Steven Brink, Frank Swartz, being duly sworn, state that we are citizens and residents of Jasper County, South Carolina. I ask that the Court to grant an Emergency Motion To Stay as soon as possible. to grant preliminary relief requested in the Complaint. I Teresa brink Steven brink frank Swartz we feel the order is a conflict of interest and that the hearing was not supposed to be about an easement it was supposed to be about a temporary restraining order permanent injunction and his damages which he stated in court he had no damages to the judge stated that the easement was not even on the table because two different judge granted him an easement without us even going to court over the judge stated we were in default of the easement when they didn't even read the papers the judge said she just granted the default how can I be in default of an easement when he never had an easement and. I can prove this with my documents but this was not supposed to be about the easement and she even stated in court. when I spoke about it the easement the judge stated again it was off the table. And Mr. keep TC realty attorney stated that he was granted an easement with a 50 foot easement in Municipal the judge stated that that judge in Municipal Court had no right to grant him an easement with a 50 foot easement. In Court the judge stated do you need a 50 foot easement and then the next thing I know it's all about the easement. and then the judge asked how far away is this property. I stated 15 minutes away the next thing I know the judge states let's go on the road trip the judge states nobody can go to the property until I get there first . The judge stated nobody go on to the property until she arrive . When I Teresa brink and frank Swartz arrived she had already started the hearing without us. I caught her on my trail camera and videos with her and Mr Czura, Mr. Keep had gone to Mr Czura property and spoke privately without any of us there the judge did not make sure that I was present and did not care that I was not present I was not present for the hearing and she didn't not make sure I was there and she had started the hearing before we even got there so all parties were not present like she said i asked the judge she said that you will be able to present our evidence to her that day I even gave her a copy of a file from code , D hack and environmentalist showing that the accusations against us for burning trash mothers and plastics were faults and that proved that his witnesses were lying about the burning the judge said nothing about it they were called in many many lies on the stand and judge did nothing about it. the pictures that he gave to the judge showed vines not metal or plastics. The judge pretty much ordered us to take everything off our property and told us that basically that's not our property anymore we don't have rights to do anything to it and I don't understand I own the property but she has taken all our rights away and said that he has our rights to do whatever he wants I don't think that is fair and if we don't comply she's gonna have us thrown in jail and brought back into court for contempt and I don't feel it's right what she did and how can any of those things in the pictures state it's violating the easement when the man never

had an easement to begin . But it is clear in the pictures that none of the things that we have up are impeding the driveway I have photos and videos showing that that fence and gate do not impede the driveway the blue cattle gate is on the side of the driveway not on the driveway we've had EMS come up here we've had fire trucks come up we even had UPS we've had heavy equipment come up here and it does not ever impede the driveway the gate is never closed but that shouldn't be a problem because he should not have an easement but we need to have this stay so she can't take us to court and say that were violating her order for not taking stuff down we have taken stuff down but we don't feel that isn't right that she has done this and taken our rights away from our property and given him all the rights to our property and I have to pay the taxes that is not fair and we need to have it stay until we get into court and we can properly submit our evidence stating our facts and our evidence we have never once been able to submit any evidence on any court case even the first court case I have proof that the judge was not supposed to make a decision on an anything and even that one had no easement rights and the judge went and made a decision without having all the evidence and other things we need to have this stay so they do not come on to the property and start damaging it and destroying my property because he has done it in the past and that's the next thing that's going to happen and I can't do anything about it according to the judge. We please ask you to do this emergency motion to stay so we are not getting violated and we are not losing our rights to our property. And we don't feel it is right that three different judges gave him three different easements and this judge gave him more rights than two more property then any other judge did.

Thank You

Sincerely

Teresa Brink, Steven Brink, Feank Swartz