

# The South Carolina Court of Appeals

Rosalyn Hayes, Appellant,

v.

CREC Property Management, Respondent.

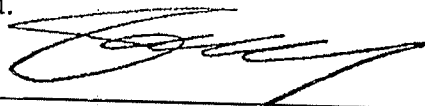
Appellate Case No. 2023-001480

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## ORDER

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On September 25, 2023, this court temporarily granted Appellant's motion to stay, allowing ten days for Respondent to file a return to the motion and for Appellant to comply with section 27-40-800 of the South Carolina Code (2007). Appellant submitted a document indicating a willingness to work with Respondent to pay the balance owed. However, the document does not satisfy the statutory requirements. Therefore, Appellant has failed to serve and file a written undertaking pursuant to § 27-40-800, as required by this court's order. *See* § 27-40-800(f)(1) ("Upon appeal to the Supreme Court or to the court of appeals, it is sufficient to stay execution of a judgment for ejection 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."). Accordingly, the motion to stay is denied.



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FOR THE COURT

Columbia, South Carolina

**FILED**  
**Oct 20 2023**

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cc:  
Rosalyn Hayes  
CREC Property Management