

RECEIVED

Nov 02 2023

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas/Magistrate
Craig L. Cross, Magistrate Judge

Magistrate Civil Cases
Case No. 2022CV1610401203
Case No. 2022CV1610401204
Case No. 2022CV1610401205
Case No. 2022CV1610401206

Appellate Case No. 2023-000546

Stephanie McAnuff, *pro se* Appellant

v.

ASIP Town Park, LLC. Respondent

**APPELLANT'S AMENDED DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

1. Application for Ejectment with [limited]¹ exhibits (2022CV10401203);
2. Rule to Vacate or Show Cause (2022CV10401203);
3. Application for Ejectment with [limited]² exhibits (2022CV10401204);
4. Rule to Vacate or Show Cause (2022CV10401204);
5. Application for Ejectment with [limited]³ exhibits (2022CV10401205);
6. Rule to Vacate or Show Cause (2022CV10401205);

¹ Profit Sharing Agreement between two parties not admitted in original case

² Profit Sharing Agreement between two parties not admitted in original case

³ Profit Sharing Agreement between two parties not admitted in original case

7. Application for Ejectment with [limited]⁴ exhibits (2022CV10401206);
8. Rule to Vacate or Show Cause (2022CV10401206);
9. Order of Eviction dated January 12, 2022[2023]
10. Notice of Civil Appeal dated January 27, 2023 (C/A. No. 2023CP1600070);
11. Notice of Civil Appeal dated January 27, 2023 (C/A. No. 2023CP1600071);
12. Notice of Civil Appeal dated January 27, 2023 (C/A. No. 2023CP1600072);
13. Notice of Civil Appeal dated January 27, 2023 (C/A. No. 2023CP1600073);
14. Order Dismissing Appeal dated March 2, 2023 (C/A. No. 2023CP1600070);
15. Order Dismissing Appeal dated March 2, 2023 (C/A. No. 2023CP1600071);
16. Order Dismissing Appeal dated March 2, 2023 (C/A. No. 2023CP1600072);
17. Order Dismissing Appeal dated March 2, 2023 (C/A. No. 2023CP1600073);
18. Letter of “No Transcript” by Deputy Clerk C. Harrison dated April 20, 2023
19. Motion to Dismiss Appeal by Atty. E. Love dated May 9, 2023
20. Writ of Ejectment in all Magistrate’s Civil Cases dated May 5, 2023;
21. Court of Appeals Order [Denying Motion to Dismiss] dated June 30, 2023;

I certify that this designation contains no matter which is irrelevant to this appeal.

September 18th , 2023

/s/ Stephanie McAnuff

Stephanie McAnuff,
P.O. Box 691228
Mint Hill, NC 28227
Tel: 704.497.0958
Appellant, *pro se*

⁴ Profit Sharing Agreement between two parties not admitted in original case

**STATE OF SOUTH CAROLINA
COUNTY OF DARLINGTON**

Stephanie Mcanuff & All Others
Lot 26, Asip Town Park MHP
326 Orange St
Darlington, SC 29532

MAGISTRATE SUMMONS

You are hereby summoned to be and appear personally in the

**Darlington Magistrate
115 Camp Road
Darlington, SC**

on **December 27, 2022** at **2:30 PM** to serve as a party in a Bench Trial in the case of:

RE: Asip Town Park, L L C Vs Stephanie Mcanuff & All Others

PLAINTIFF(S)

DEFENDANT(S)

Civil Case Number: **2022CV1610401203, Rule to Vacate PS 45.**

**HEREIN FAIL NOT, ON PAIN OF FORFEITING THE LAWFUL PENALTY IN
SUCH CASE MADE AND PROVIDED.**


JUDGE

**Darlington Magistrate
115 Camp Road
Darlington, SC 29532
Phone: (843) 398-4340
Fax: (843) 398-4458**

December 13, 2022

**STATE OF SOUTH CAROLINA
COUNTY OF DARLINGTON**

Stephanie Mcanuff & All Others
Lot 10, Asip Town Park Mhp
326 Orange St
Darlington, SC 29532

MAGISTRATE SUMMONS

You are hereby summoned to be and appear personally in the

**Darlington Magistrate
115 Camp Road
Darlington, SC**

on **December 27, 2022 at 2:30 PM** to serve as a party in a Bench Trial in the case of:


RE: Asip Town Park, L L C Vs Stephanie Mcanuff & All Others

PLAINTIFF(S)

DEFENDANT(S)

Civil Case Number: **2022CV1610401204, Rule to Vacate PS 45.**

**HEREIN FAIL NOT, ON PAIN OF FORFEITING THE LAWFUL PENALTY IN
SUCH CASE MADE AND PROVIDED.**


JUDGE

**Darlington Magistrate
115 Camp Road
Darlington, SC 29532
Phone: (843) 398-4340
Fax: (843) 398-4458**

December 13, 2022

**STATE OF SOUTH CAROLINA
COUNTY OF DARLINGTON**

Stephanie Mcanuff & All Others
Lot 4, Asip Town Park Mhp
326 Orange St
Darlington, SC 29532

MAGISTRATE SUMMONS

You are hereby summoned to be and appear personally in the

**Darlington Magistrate
115 Camp Road
Darlington, SC**

on **December 27, 2022** at **7:00 PM** to serve as a party in a Bench Trial in the case of:

RE: Asip Town Park, L L C

Vs

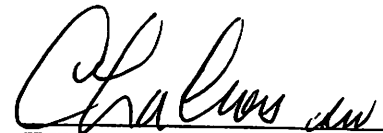
Stephanie Mcanuff & All Others

PLAINTIFF(S)

DEFENDANT(S)

Civil Case Number: **2022CV1610401205, Rule to Vacate PS 45.**

**HEREIN FAIL NOT, ON PAIN OF FORFEITING THE LAWFUL PENALTY IN
SUCH CASE MADE AND PROVIDED.**


JUDGE

**Darlington Magistrate
115 Camp Road
Darlington, SC 29532
Phone: (843) 398-4340
Fax: (843) 398-4458**

December 13, 2022

**STATE OF SOUTH CAROLINA
COUNTY OF DARLINGTON**

Strephanie Mcanuff & All Others
Lot 11, 326 Orange St
Darlington, SC 29532

MAGISTRATE SUMMONS

You are hereby summoned to be and appear personally in the

**Darlington Magistrate
115 Camp Road
Darlington, SC**

on **December 27, 2022** at **2:30 PM** to serve as a party in a Bench Trial in the case of:

RE: Asip Town Park, L L C


Vs Strephanie Mcanuff & All Others

PLAINTIFF(S)

DEFENDANT(S)

Civil Case Number: **2022CV1610401206, Rule to Vacate PS 45.**

**HEREIN FAIL NOT, ON PAIN OF FORFEITING THE LAWFUL PENALTY IN
SUCH CASE MADE AND PROVIDED.**


JUDGE

**Darlington Magistrate
115 Camp Road
Darlington, SC 29532
Phone: (843) 398-4340
Fax: (843) 398-4458**

December 13, 2022

and to provide lease agreements, names, and contact information for all occupants of the homes on the lots 4, 10, 11, and 26 of Town Park Mobile Home Park. On this same date, Plaintiff advised Defendant that rent due for the four lots above referenced would be raised to \$600.00 from \$300.00.


Defendant would not execute the requested lease agreements, nor would Defendant provide the contact information for the occupants of the above referenced lots. Accordingly, because Defendant would not execute a lease agreement, Plaintiff notified Defendant on August 29, 2022 that the lot rent would be month-to-month beginning October 1, 2022. I find that in accordance with these facts, a landlord-tenant relationship existed between Plaintiff and Defendant. I further find that Plaintiff properly notified Defendant that the tenancy had transitioned to an automatically renewable periodic term (month-to-month).

When Defendant failed to comply with these requests and failed to pay the new rent amount, Plaintiff notified Defendant on October 20, 2022 via certified mail that she was to immediately vacate the above lots. Defendant admitted to receiving this correspondence. Furthermore, despite this notification, Defendant did not follow the instructions to vacate these premises. This too was admitted by Defendant.

Due to Defendant's refusal to vacate, Plaintiff subsequently filed the above referenced four Rules to Vacate or Show Cause regarding the subject lots on December 9, 2022.

IT IS THEREFORE ORDERED THAT:

In accordance with the testimony described above, Plaintiff's Rule to Vacate is **GRANTED**. Defendant has 45 days to vacate the premises. If Defendant has failed to vacate the premises 21 days after 45th day, Plaintiff may again petition this Court for sale of the mobile homes located on lots 4, 10, 11, and 26 of the Town Park Mobile Home Park.


The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

Jan 12th, 2022

Darlington, South Carolina

Certified True Copy
Darlington Magistrate's Office

HL
1-12-2022

DARLINGTON MAGISTRATE

2023 JAN 12 A 9:52

FILED

23CP160071

COMMON PLEAS CASE NUMBER

2022CV1610401204
MAGISTRATE CIVIL CASE NUMBER

IN THE COURT OF COMMON PLEAS

NOTICE OF CIVIL APPEAL

STATE OF SOUTH CAROLINA

COUNTY OF Darlington

Stephanie McAnuff
APPELLANT(S)

VS.

ASIP Town Park LLC
RESPONDENT(S)

The plaintiff/defendant (circle one), Stephanie McAnuff hereby gives notice of appeal from the judgment of the magistrate's court in the above action, to the Circuit Court of Common Pleas, in the county of Darlington.

This notice of appeal is made subsequent to personal notice of the judgment which was received on the 27th day of January, 2023.

The appellant's exceptions to the judgment of the magistrate are set forth as follows:

The defedant, Stephanie McAnuff did show proof that rent was paid and did not violate any terms and conditions of the lease between parties. In addition, plaintiff did not file for defendant to vacate the property, only for failure to pay rent in the amount of \$6,150, which was not proven.

FILED
2023 JAN 27 P 3 33
SCOTT E. SUGGS
CLERK OF COURT, P.D.
DARLINGTON COUNTY, S.C.

Dated:

1/27/23

Stephanie McAnuff
Appellant (or his attorney)

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
Stephanie McAnuff,)
)
Plaintiff,)
)
vs.)
)
Asip Town Park, LLC,)
)
Defendant.)
_____)

IN THE COURT OF COMMON PLEAS

CASE NO.: 2023-CP-16-00070
CASE NO.: 2023-CP-16-00071
CASE NO.: 2023-CP-16-00072
CASE NO.: 2023-CP-16-00073

ORDER DISMISSING APPEALS

FILED
2023 MAR -3 P 3:
DARLINGTON MAGISTRATE

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
ASIP Town Park, LLC,)
)
Plaintiff,)
)
vs.)
)
Stephanie McAnuff and all others,)
)
Defendant.)
_____)

IN THE MAGISTRATE COURT

Civil Case No.: 2022CV1610401203
Civil Case No.: 2022CV1610401204
Civil Case No.: 2022CV1610401205
Civil Case No.: 2022CV1610401206

ORDER DISMISSING APPEALS

DATE OF HEARING:
PRESIDING JUDGE:
PLAINTIFF'S ATTORNEY:
DEFENDANT'S ATTORNEY:


February 21, 2023
The Honorable Craig L. LaCross
Edward A. Love
Parker E. Howle

This matter came before the Court on the above-referenced date for a hearing. On January 27, 2023, Plaintiff filed Notices of Appeal from this Court to the Darlington County Circuit Court contesting this Court's ruling in favor of ASIP Town Park, LLC and granting its requested relief

1 Certified True Copy 708
3-2-2023
Darlington Magistrate's Office

of eviction/ejectment. Upon filing the Notices of Appeal, this Court is without jurisdiction over the matters except for determining whether a bond has been sought and/or established pursuant to S.C. Code Ann. § 27-37-130. Upon hearing the matter, the Court became aware that Ms. McAnuff failed to post bond within five (5) days of service of the Notices of Appeal.

THEREFORE, this Court must **DISMISS** Ms. McAnuff's appeals pursuant to S.C. Code Ann § 27-37-130. The Clerk of Court for Darlington County Circuit Court is instructed to dismiss the above matters thus ending the matters in their entirety with reference to the eviction/ejectment action.


The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

3/21, 2023

Darlington, South Carolina

FILED
2023 MAR -3 P 3:18
708
DARLINGTON MAGISTRATE
Certified True Copy
Darlington Magistrate's Office 3-2-2023

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
Stephanie McAnuff,)
)
Plaintiff,)
)
vs.)
)
Asip Town Park, LLC,)
)
Defendant.)

IN THE COURT OF COMMON PLEAS

CASE NO.: 2023-CP-16-00070
CASE NO.: 2023-CP-16-00071
CASE NO.: 2023-CP-16-00072
CASE NO.: 2023-CP-16-00073

ORDER DISMISSING APPEALS

FILED
2023 MAR -3 P 3
DARLINGTON MAGISTRATE COURT

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
ASIP Town Park, LLC,)
)
Plaintiff,)
)
vs.)
)
Stephanie McAnuff and all others,)
)
Defendant.)

IN THE MAGISTRATE COURT

Civil Case No.: 2022CV1610401203
Civil Case No.: 2022CV1610401204
Civil Case No.: 2022CV1610401205
Civil Case No.: 2022CV1610401206

ORDER DISMISSING APPEALS

DATE OF HEARING:
PRESIDING JUDGE:
PLAINTIFF'S ATTORNEY:
DEFENDANT'S ATTORNEY:


February 21, 2023
The Honorable Craig L. LaCross
Edward A. Love
Parker E. Howle

This matter came before the Court on the above-referenced date for a hearing. On January 27, 2023, Plaintiff filed Notices of Appeal from this Court to the Darlington County Circuit Court contesting this Court's ruling in favor of ASIP Town Park, LLC and granting its requested relief

Certified True Copy 708
3-2-2023
Darlington Magistrate's Office

of eviction/ejectment. Upon filing the Notices of Appeal, this Court is without jurisdiction over the matters except for determining whether a bond has been sought and/or established pursuant to S.C. Code Ann. § 27-37-130. Upon hearing the matter, the Court became aware that Ms. McAnuff failed to post bond within five (5) days of service of the Notices of Appeal.

THEREFORE, this Court must **DISMISS** Ms. McAnuff's appeals pursuant to S.C. Code Ann § 27-37-130. The Clerk of Court for Darlington County Circuit Court is instructed to dismiss the above matters thus ending the matters in their entirety with reference to the eviction/ejectment action.


The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

3/21, 2023

Darlington, South Carolina

FILED
2023 MAR -3 P 3:18
DARLINGTON MAGISTRATE

Certified True Copy
Darlington Magistrate's Office 3-2-2023



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

April 20, 2023

Stephanie McAnuff
PO Box 691228
Mint Hill SC 28227

Re: Stephanie McAnuff v. ASIP Town Park, LLC
Appellate Case No. 2023-000546

Dear Ms. McAnuff:

Because it appears this matter did not come before the court of common pleas for a hearing, there is no transcript of the proceeding as contemplated by Rule 207, SCACR. Thus, our records reflect the appellant's initial brief and designation of matter are due to be served and filed within 30 days of the date of this letter.

Very truly yours,

Catherine Harrison, deputy
CLERK

cc: Edward Andrew Love, Esquire

KING & LOVE

ATTORNEYS AT LAW

Robert T. King †*
Edward A. Love **
Charles J. Hupfer, Jr.
Ashley B. Nance
R. Edward Henderson, Jr.

† CERTIFIED MEDIATOR
* ALSO ADMITTED IN NC
** ALSO ADMITTED IN GA

Tel: 843-407-5525
Fax: 843-407-5782

King, Love, Hupfer & Nance, LLC
135 South Dargan Street, Suite 201, Florence, SC 29506
PO Box 1764, Florence, SC 29503-1764

www.kingandlove.com

May 9, 2023

Ms. Stephanie McAnuff
Post Office Box 691228
Mint Hill, NC 28227

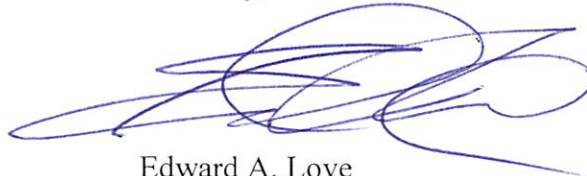
Re: Stephanie McAnuff v. ASIP Town Park, LLC
Appellate Case No.: 2023-000546
Our File No.: 50102.04844

Dear Ms. McAnuff:

Please find enclosed Respondent's Motion to Dismiss Appel in regards to the above-referenced matter that I herewith serve upon you.

Thank you. I am

Sincerely,



Edward A. Love
ELove@kingandlove.com

EAL/wl
Enclosure

KING & LOVE

ATTORNEYS AT LAW

Robert T. King †
Edward A. Love **
Charles J. Hupfer, Jr.
Ashley B. Nance
R. Edward Henderson, Jr.

† CERTIFIED MEDIATOR
* ALSO ADMITTED IN NC
** ALSO ADMITTED IN GA

Tel: 843-407-5525
Fax: 843-407-5782

King, Love, Hupfer & Nance, LLC
135 South Dargan Street, Suite 201, Florence, SC 29506
PO Box 1764, Florence, SC 29503-1764

www.kingandlove.com

May 9, 2023

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
120 Senate Street
Columbia, SC 29201

Re: Stephanie McAnuff v. ASIP Town Park, LLC
Appellate Case No.: 2023-000546
Our File No.: 50102.04844

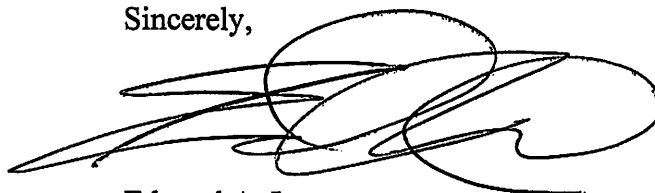
Dear Ms. Kitchings:

Please find enclosed the original and six copies of Respondent's Motion to Dismiss Appeal in regard to the above-referenced matter. Please file the original in your office and return a stamped copy to me in the enclosed envelope. We have also enclosed our firm's check in the amount of \$50 which represents the filing fee.

Should you have any questions, please do not hesitate to contact me.

Thank you. I am

Sincerely,



Edward A. Love
ELove@kingandlove.com

~~EAL/wl~~
~~Enclosures~~

cc: Ms. Stephanie McAnuff

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas/Magistrate
Craig L. LaCross, Magistrate Judge

Appellate Case No. 2023-000546

Stephanie McAnuff,Appellant,

v.

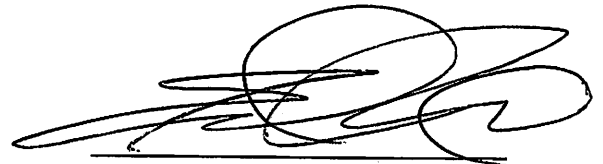
ASIP Town Park, LLC,Respondent.

PROOF OF SERVICE

The undersigned hereby certifies that on May 9, 2023, Respondent's Motion to Dismiss, Memorandum in Support and supporting documentation were served on Appellant by mailing a copy of same by United States Mail, postage prepaid, to the following address:

STEPHANIE MCANUFF
PO BOX 691228
MINT HILL, NC 28227

May 9, 2023



EDWARD A. LOVE
Post Office Box 1764
135 South Dargan Street, Suite 201
Florence, SC 29503
(843) 407-5525 – Tel
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas/Magistrate
Craig L. LaCross, Magistrate Judge

Appellate Case No. 2023-000546

Stephanie McAnuff,Appellant,

v.

ASIP Town Park, LLC,Respondent.

MOTION TO DISMISS

The Respondent, by and through the undersigned, respectfully moves, pursuant to Rule 240 of the South Carolina Appellate Court Rules, this Honorable Court for an order dismissing appeal. The grounds therefor are as follows:

1. The South Carolina Court of Appeals lacks jurisdiction over the matters asserted in the Notice of Appeal.
2. Appellant's Notice of Appeal fails to substantially comply with the requirements of SCACR 203 and therefore, must be dismissed.

WHEREFORE, the Respondent respectfully prays that this Honorable Court grant its Motion to Dismiss and grant any further relief the court deems just and equitable.

May 9, 2023



EDWARD A. LOVE
Post Office Box 1764
135 South Dargan Street, Suite 201
Florence, SC 29503
(843) 407-5525 – Tel
Attorney for Respondent

**MEMORANDUM IN SUPPORT OF RESPONDENT'S
MOTION TO DISMISS**

I. INTRODUCTION

This matter involves an action for eviction/ejectment filed by Respondent with the Magistrate Court of Darlington County. Petitioner, a tenant of Respondent who rents four lots upon which she has placed four mobile homes, has filed this Appeal contesting Darlington County Magistrate Craig L. LaCross's Order of Eviction/Ejectment but under the guise of appealing an Order Dismissing her appeal to the Circuit Court for failure to post the required bond.

II. STATEMENT OF FACTS

Respondent filed four separate actions for eviction/ejectment with the Darlington County Magistrate on December 9, 2022. (See Affidavit of Edward A. Love, counsel for Respondent at ¶ 3.) The matter came before the Magistrate Court for hearing on December 27, 2022. (Id. at ¶ 4.) Subsequently, the Magistrate court, on January 12, 2023, entered an Order and filed same granting the eviction/ejectment. (Id. at ¶ 5.) Appellant then filed four separate Notices of Appeal with the Darlington County Court of Common Pleas. (Id. at ¶ 6.) On February 21, 2023, the Magistrate Court held a hearing, where Appellant was represented by counsel regarding the issue of Appellant's need to post a bond pursuant to S.C. Code Ann. § 27-37-130; the only issue over which the Magistrate Court retained jurisdiction upon the filing of the notices of appeal. (Id. at ¶ 7.) At the bond hearing, Respondent argued that, as a result of Appellant's failure to post the requisite bond within five (5) days of serving the Notices of Appeal, the appeals to the Court of Common Pleas must be dismissed pursuant to S.C. Code Ann. § 27-37-130. (Id. at ¶ 8.) Appellant's then counsel agreed that the court had no choice under the statute. (Id. at ¶ 9.) The Order Dismissing the Appeals was filed March 6, 2023. (Id. at ¶ 10.) Appellant failed to timely appeal the March 6,

2023 Order to the Circuit Court for Darlington County. (Id. at ¶ 11.) Instead, Appellant then filed a Notice of Appeal with this Court on April 4, 2023.

III. ARGUMENT AND CITATION OF AUTHORITY

A. The South Carolina Court of Appeals lacks appellate jurisdiction over the matters asserted in the Notice of Appeal.

The S.C. Court of Appeals lacks appellate jurisdiction over this matter as there is no appealable order from a “lower court” as that term is defined by Rule 202, SCACR. Furthermore, even if the Court of Appeals were to decline dismissal based on procedural arguments; substantively, the issues raised by Appellant in her Notice of Appeal are not properly before this Court.

1. There is no order from the circuit court, family court, or probate court triggering appellate jurisdiction.

Rule 18 of the South Carolina Rules of Magistrates Court provides that “all appeals of judgments rendered by the magistrate’s court shall be to the circuit court of the county where the judgment was rendered.” SCACR 201 provides “appeal may be taken, as provided by law, from any final judgment, appealable order or decision.” SCACR 202, in conjunction with 203, does not contemplate the ability to appeal to this Court an Order issued by a magistrate judge but filed in the circuit court. As such, the Court of Appeals lacks appellate jurisdiction over such order and/or appeal.

The sole Order in this matter filed with the Court of Common Pleas is the Order Dismissing Appellant’s appeals which was signed by the Honorable Craig L. LaCross, Judge of the Darlington County Magistrate Court. Judge LaCross was authorized to enter the Order dismissing the appeals

pursuant to S.C. Code Ann. § 27-37-130. Any redress Appellant may have from said Order does not lie with the Court of Appeals and therefore, this matter must be dismissed.

2. Even if this Court finds the magistrate's Order of Dismissal appealable to the Court of Appeals, the issues raised in Appellant's Notice of Appeal were not adjudicated by the Order of Dismissal; but rather, a prior order of the magistrate court.

The purpose of a Notice of Appeal is to provide notice to all parties involved in a matter that Appellant wishes to challenge specific issues raised and ruled upon by a lower court. Here, reviewing Appellant's Notice of Appeal (and supporting documentation) proves difficult in determining the purpose and intent behind the appeal.

What does seem apparent is that Appellant fails to address/raise any issue regarding the Order of Dismissal or the grounds supporting the Order of Dismissal. Rather, the Appellant raises issues that were determined (or not) by the Magistrate's Order dated January 12, 2023, which are not properly before the Court of Appeals. As such, Appellant's Appeal to this Court must be dismissed.

- B. Appellant's Notice of Appeal fails to substantially comply with the requirements of SCACR 203 and therefore, must be dismissed.**

Appellant's Notice of Appeal (using Form SCCA-720) fails to comply with Rule 203, in that same:

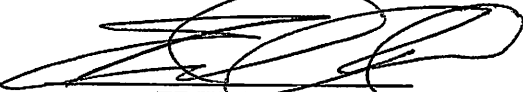
- a) fails to name the court, judge and county from which the appeal is taken;
- b) fails to include the docket number for the lower court;
- c) fails to include the date of the order or judgment from which the appeal is taken nor the date same was received by Appellant;

- d) fails to include the names, mailing address and phone number for the Respondent's attorney of record; and
- e) fails to raise grounds for appeal from the March 6, 2023 Order; but rather, the Notice of Appeal appears to be based on substantive grounds relating to the Magistrate's January 12, 2023 Order; which would be untimely.

Furthermore, the Appellant filed with the Court a Certificate of Service indicating personal service without perfecting same and without indicating upon whom the personal service was obtained. Lastly, the Appellant filed with this Court an unnotarized Affidavit of Service using an arbitration form indicating service by mail to a) a property manager which is not the Respondent and b) counsel for Respondent, which was never received. In fact, at no point has counsel for Respondent nor the Respondent been properly served with notice of the pending appeal despite the Appellant's "Certificate of Service" and/or "Affidavit of Service." (Aff. Of Edward A. Love at ¶ 12.) Lastly, Appellant has never posted a bond, yet continues to occupy the lots at issue some almost four (4) months after having been Ordered to vacate. (Id. at ¶ 11.)

IV. CONCLUSION

This appeal must be dismissed as the Court of Appeals lacks jurisdiction over both the March 6, 2023 order and January 12, 2023 order of Magistrate LaCross. Furthermore, though Appellant appears to be proceeding *pro se*, her appeal remains ripe for dismissal due to a failure to adhere to procedural rules of this court regarding the filing and service of her appeal documents.



EDWARD A. LOVE
I.D. No.: 75118
Post Office Box 1764
135 South Dargan Street, Suite 201
Florence, SC 29503
(843) 407-5525 – Tel
Attorney for Respondent

STATE OF SOUTH CAROLINA

)

COUNTY OF FLORENCE

)

)

)

AFFIDAVIT OF EDWARD A. LOVE

Personally appeared before me, Edward A. Love, who first being duly sworn, deposes and says as follows:

1. I am over the age of eighteen years, and am personally familiar with the facts stated herein.

2. I am a Partner with the law firm of King, Love, Hupfer & Nance, LLC in Florence, South Carolina. I have been licensed to practice law in the state of South Carolina since 2006, and am a member in good standing with the South Carolina Bar association. I am licensed to practice law not only before the state courts of South Carolina and Georgia, but also before the Federal District Courts of South Carolina and Georgia as well as the Fourth and Eleventh Circuit Court of Appeals. I am an active member of numerous professional organizations, including both the South Carolina Bar Association and the Florence County Bar Association.

3. In this matter, Respondent filed four separate actions for eviction/ejectment with the Darlington County Magistrate on December 9, 2022.

4. The matter came before the Magistrate Court for hearing on December 27, 2022.

5. The Magistrate court, on January 12, 2023, entered an Order and filed same granting the eviction/ejectment. (See Exhibit A.)

6. Appellant then filed four separate Notices of Appeal with the Darlington County Court of Common Pleas.

7. On February 21, 2023, the Magistrate Court held a hearing, where Appellant was represented by counsel regarding the issue of Appellant's need to post a bond pursuant to S.C. Code Ann. § 27-37-130; the only issue over which the Magistrate Court retained jurisdiction upon the filing of the notices of appeal.

8. At the bond hearing, Respondent argued that, because of Appellant's failure to post the requisite bond within five (5) days of serving the Notices of Appeal, the appeals to the Darlington County Circuit Court must be dismissed pursuant to S.C. Code Ann. § 27-37-130.

9. Appellant's then counsel agreed that the court had no choice under the statute.

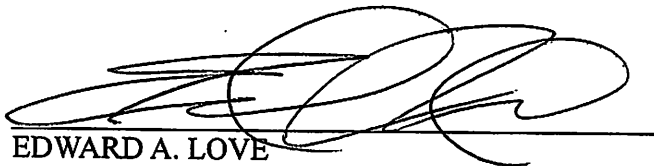
10. The Order Dismissing the Appeals was filed March 6, 2023. (See Exhibit B.)

11. Appellant did not appeal the March 6, 2023 Order to the Circuit Court for Darlington County.

12. Counsel for Respondent nor the Respondent itself have ever been properly served with notice of the pending appeal despite the Appellant's "Certificate of Service" and/or "Affidavit of Service."

13. Appellant has never posted a bond, yet continues to occupy the lots at issue some almost four (4) months after having been Ordered to vacate.

FURTHER YOUR AFFIANT SAITH NOT.


EDWARD A. LOVE

SWORN to before me this
9th day of May 2023

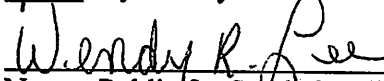

Wendy R. Pee
Notary Public for South Carolina
My Commission Expires: 10/25/2028

EXHIBIT A

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)

IN THE MAGISTRATE'S COURT

Civil Case No.: 2022CV1610401203
Civil Case No.: 2022CV1610401204
Civil Case No.: 2022CV1610401205
Civil Case No.: 2022CV1610401206

ASIP Town Park, LLC,

Plaintiff,

vs.

Stephanie McAnuff and all others,

Defendant.

ORDER OF EVICTION

2023 JUN 12 A 9:52
DARLINGTON MAGISTRATE
FILED

DATE OF BENCH TRIAL:
PRESIDING JUDGE:
PLAINTIFF'S ATTORNEY:
DEFENDANT'S ATTORNEY:

December 27, 2022
The Honorable Craig L. LaCross
Roger Edward Henderson, Jr.
Defendant Appeared *Pro Se*

This matter came before the Court on the above-referenced date for a bench trial on Plaintiff's Rule to Vacate or Show Cause regarding four lots in Plaintiff's mobile home park located at 326 Orange Street, Darlington, SC 29532. This Court has territorial jurisdiction over the area in which the premises in controversy are located and subject-matter jurisdiction pursuant to Chapters 33, 41, and 47 of Title 27 of the South Carolina Code of Laws. Consequently, this Court has jurisdiction over the parties and the subject matter herein, and venue is proper in Darlington County.

At the commencement of the trial, Plaintiff provided testimony that Defendant had refused to pay rent when due and had violated the terms and conditions of the lease between these parties. Specifically, on August 22, 2022, Plaintiff instructed Defendant to pay all overdue rent balances

Certified True Copy 708
1-17-2023
Darlington Magistrate's Office

and to provide lease agreements, names, and contact information for all occupants of the homes on the lots 4, 10, 11, and 26 of Town Park Mobile Home Park. On this same date, Plaintiff advised Defendant that rent due for the four lots above referenced would be raised to \$600.00 from \$300.00.

Defendant would not execute the requested lease agreements, nor would Defendant provide the contact information for the occupants of the above referenced lots. Accordingly, because Defendant would not execute a lease agreement, Plaintiff notified Defendant on August 29, 2022 that the lot rent would be month-to-month beginning October 1, 2022. I find that in accordance with these facts, a landlord-tenant relationship existed between Plaintiff and Defendant. I further find that Plaintiff properly notified Defendant that the tenancy had transitioned to an automatically renewable periodic term (month-to-month).

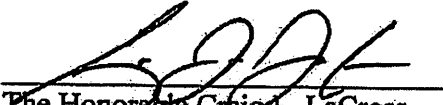
When Defendant failed to comply with these requests and failed to pay the new rent amount, Plaintiff notified Defendant on October 20, 2022 via certified mail that she was to immediately vacate the above lots. Defendant admitted to receiving this correspondence. Furthermore, despite this notification, Defendant did not follow the instructions to vacate these premises. This too was admitted by Defendant.

Due to Defendant's refusal to vacate, Plaintiff subsequently filed the above referenced four Rules to Vacate or Show Cause regarding the subject lots on December 9, 2022.

IT IS THEREFORE ORDERED THAT:

In accordance with the testimony described above, Plaintiff's Rule to Vacate is **GRANTED**. Defendant has 45 days to vacate the premises. If Defendant has failed to vacate the premises 21 days after 45th day, Plaintiff may again petition this Court for sale of the mobile homes located on lots 4, 10, 11, and 26 of the Town Park Mobile Home Park.

Certified True Copy 708
1-12-2023
Darlington Magistrate's Office


The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

Jan 12th, 2022

Darlington, South Carolina

Certified True Copy 708
Darlington Magistrate's Office 1-12-2023

FILED
2023 JUN 12 A 9 52
DARLINGTON MAGISTRATE

EXHIBIT B

ELECTRONICALLY FILED - 2023 Mar 06 3:23 PM - DARLINGTON - COMMON PLEAS - CASE#2023CP1600070

STATE OF SOUTH CAROLINA)
)
 COUNTY OF DARLINGTON)
)
 Stephanie McAnuff,)
)
 Plaintiff,)
)
 vs.)
)
 Asip Town Park, LLC,)
)
 Defendant.)

IN THE COURT OF COMMON PLEAS

CASE NO.: 2023-CP-16-00070
 CASE NO.: 2023-CP-16-00071
 CASE NO.: 2023-CP-16-00072
 CASE NO.: 2023-CP-16-00073

ORDER DISMISSING APPEALS

FILED
 2023 MAR -3 P 3
 DARLINGTON MAGISTRATE COURT

STATE OF SOUTH CAROLINA)
)
 COUNTY OF DARLINGTON)
)
 ASIP Town Park, LLC,)
)
 Plaintiff,)
)
 vs.)
)
 Stephanie McAnuff and all others,)
)
 Defendant.)

IN THE MAGISTRATE COURT

Civil Case No.: 2022CV1610401203
 Civil Case No.: 2022CV1610401204
 Civil Case No.: 2022CV1610401205
 Civil Case No.: 2022CV1610401206

ORDER DISMISSING APPEALS

DATE OF HEARING:
 PRESIDING JUDGE:
 PLAINTIFF'S ATTORNEY:
 DEFENDANT'S ATTORNEY:

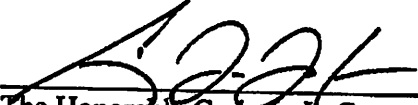
February 21, 2023
 The Honorable Craig L. LaCross
 Edward A. Love
 Parker E. Howle

This matter came before the Court on the above-referenced date for a hearing. On January 27, 2023, Plaintiff filed Notices of Appeal from this Court to the Darlington County Circuit Court contesting this Court's ruling in favor of ASIP Town Park, LLC and granting its requested relief

Certified True Copy 708
 3-2-2023
 Darlington Magistrate's Office

of eviction/ejectment. Upon filing the Notices of Appeal, this Court is without jurisdiction over the matters except for determining whether a bond has been sought and/or established pursuant to S.C. Code Ann. § 27-37-130. Upon hearing the matter, the Court became aware that Ms. McAnuff failed to post bond within five (5) days of service of the Notices of Appeal.

THEREFORE, this Court must **DISMISS** Ms. McAnuff's appeals pursuant to S.C. Code Ann § 27-37-130. The Clerk of Court for Darlington County Circuit Court is instructed to dismiss the above matters thus ending the matters in their entirety with reference to the eviction/ejectment action.


The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

3/21, 2023
Darlington, South Carolina

FILED
2023 MAR -3 P 3:18
DARLINGTON MAGISTRATE

Certified True Copy
Darlington Magistrate's Office 3-2-2023

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
Stephanie McAnuff,)
)
Plaintiff,)
)
vs.)
)
Asip Town Park, LLC,)
)
Defendant.)

IN THE COURT OF COMMON PLEAS
CASE NO.: 2023-CP-16-00070
CASE NO.: 2023-CP-16-00071
CASE NO.: 2023-CP-16-00072
CASE NO.: 2023-CP-16-00073

ORDER DISMISSING APPEALS

FILED
2023 MAR -3 P 3:24
DARLINGTON MAGISTRATE COURT

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
ASIP Town Park, LLC,)
)
Plaintiff,)
)
vs.)
)
Stephanie McAnuff and all others,)
)
Defendant.)

IN THE MAGISTRATE COURT

Civil Case No.: 2022CV1610401203
Civil Case No.: 2022CV1610401204
Civil Case No.: 2022CV1610401205
Civil Case No.: 2022CV1610401206

ORDER DISMISSING APPEALS

DATE OF HEARING:
PRESIDING JUDGE:
PLAINTIFF'S ATTORNEY:
DEFENDANT'S ATTORNEY:

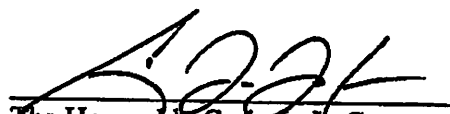
February 21, 2023
The Honorable Craig L. LaCross
Edward A. Love
Parker E. Howle

This matter came before the Court on the above-referenced date for a hearing. On January 27, 2023, Plaintiff filed Notices of Appeal from this Court to the Darlington County Circuit Court contesting this Court's ruling in favor of ASIP Town Park, LLC and granting its requested relief

Certified True Copy 708
3-2-2023
Darlington Magistrate's Office

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The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

3/21, 2023

Darlington, South Carolina

FILED
2023 MAR -3 P 3:18
702
3-2-2023
DARLINGTON MAGISTRATE

Certified True Copy

Darlington Magistrate's Office

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
Stephanie McAnuff,)
)
Plaintiff,)
)
vs.)
)
Asip Town Park, LLC,)
)
Defendant.)
_____)

IN THE COURT OF COMMON PLEAS

CASE NO.: 2023-CP-16-00070
CASE NO.: 2023-CP-16-00071
CASE NO.: 2023-CP-16-00072
CASE NO.: 2023-CP-16-00073

ORDER DISMISSING APPEALS

FILED
2023 MAR -3 P 3:
DARLINGTON MAGISTRATE

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
ASIP Town Park, LLC,)
)
Plaintiff,)
)
vs.)
)
Stephanie McAnuff and all others,)
)
Defendant.)
_____)

IN THE MAGISTRATE COURT

Civil Case No.: 2022CV1610401203
Civil Case No.: 2022CV1610401204
Civil Case No.: 2022CV1610401205
Civil Case No.: 2022CV1610401206

ORDER DISMISSING APPEALS

DATE OF HEARING:
PRESIDING JUDGE:
PLAINTIFF'S ATTORNEY:
DEFENDANT'S ATTORNEY:


February 21, 2023
The Honorable Craig L. LaCross
Edward A. Love
Parker E. Howle

This matter came before the Court on the above-referenced date for a hearing. On January 27, 2023, Plaintiff filed Notices of Appeal from this Court to the Darlington County Circuit Court contesting this Court's ruling in favor of ASIP Town Park, LLC and granting its requested relief

Certified True Copy 708
3-2-2023
Darlington Magistrate's Office

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The Honorable Craig L. LaCross
Judge of the Magistrate's Court
Darlington County

3/21, 2023

Darlington, South Carolina

FILED
2023 MAR -3 P 3:18
DARLINGTON MAGISTRATE

Certified True Copy
Darlington Magistrate's Office 3-2-2023

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
)
)
)

2022CV1610401205
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT
SET OUT ON 5/05/2023 @ 10:30 AM
WRIT OF EJECTMENT

Asip Town Park, L L C

(843) 407-5525

PLAINTIFF(S)

Vs
Stephanie Mcanuff & All Others
Lot 4, Asip Town Park Mhp
326 Orange St
Darlington, SC 29532

*Home has been
Sold manager
has agreed with buyer to
allowed to be moved today*

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

Upon Judgment of this Court, rendered on the 27th day of December, 2022, you are hereby Ordered to proceed to the premises located at **Lot 4, Asip Town Park Mhp
326 Orange St
Darlington, SC 29532.**

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. If the premises appear **unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, a deputy sheriff may enter the premises using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

April 4, 2023

[Signature]
Darlington Magistrate

[Signature] being duly sworn state that:

- I personally served a copy of this Writ on _____, an occupant of the rental unit
- On 4-6 2023, at 1147 the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On _____ 20____, at _____, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.
- Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: 4-6 2023

[Signature]
Sheriff/Deputy Sheriff/Constable

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
)
)
)

2022CV1610401204
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT
SET OUT ON 05/05/2023 @ 10:30 AM
WRIT OF EJECTMENT

Asip Town Park, L L C

(843) 407-5525

PLAINTIFF(S)

Vs
Stephanie Mcanuff & All Others
Lot 10, Asip Town Park Mhp
326 Orange St
Darlington, SC 29532

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

Upon Judgment of this Court, rendered on the , you are hereby Ordered to proceed to the premises located at
Lot 10, Asip Town Park Mhp

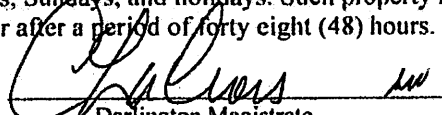
**326 Orange St
Darlington, SC 29532.**

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. **If the premises appear unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, a **deputy sheriff may enter the premises** using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.


April 4, 2023


Darlington Magistrate

 , being duly sworn state that:

- I personally served a copy of this Writ on _____, an occupant of the rental unit
- On 4-6 2023 at 1150 the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On _____ 20____ at _____, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.
- Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: 4-5 2023


Sheriff/Deputy Sheriff/Constable

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
)
)
)

2022CV1610401206
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT
SET OUT ON 5/05/2023 @ 11:00 AM
WRIT OF EJECTMENT

Asip Town Park, L L C

(843) 407-5525

PLAINTIFF(S)

Vs

Strephanie Mcanuff & All Others

Lot 11, 326 Orange St

Darlington, SC 29532

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

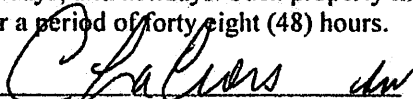
Upon Judgment of this Court, rendered on the 27th day of December, 2022, you are hereby Ordered to proceed to the premises located at **Lot 11, 326 Orange St**
Darlington, SC 29532.

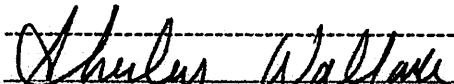
Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. **If the premises appear unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, a deputy sheriff may enter the premises using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

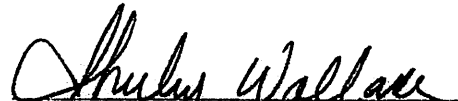
April 4, 2023


Darlington Magistrate

 being duly sworn state that:

- I personally served a copy of this Writ on _____, an occupant of the rental unit
- On 4-6 2023 at 11:50 the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On _____ 20____ at _____, which was not less than 24 hours from the posting date and time. I returned to the rental unit for the purpose of ejectment.
- Under my supervision. I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: 4-5 2023


Sheriff/Deputy Sheriff/Constable

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)
)
)
)
)

2022CV1610401203
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT
SET OUT ON 5/05/2023 @ 10:00AM
WRIT OF EJECTMENT

Asip Town Park, L L C

(843) 407-5525

PLAINTIFF(S)

Vs
Stephanie Mcanuff
LOT 26, ASIP TOWN PARK MHP
326 ORANGE ST
DARLINGTON, SC 29532

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

Upon Judgment of this Court, rendered on the 27th day of December, 2022, you are hereby Ordered to proceed to the premises located at: **6300 Wilson Grove Rd**
P O Box 691228
Mint Hill, NC 28227. *Premises location incorrect*

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate the premises. If the premises appear unoccupied and no one responds to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.**

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, a deputy sheriff may enter the premises using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway. All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

April 4, 2023

[Signature]
Darlington Magistrate

[Signature] being duly sworn state that:

- I personally served a copy of this Writ on _____, an occupant of the rental unit
- On 4-6 2023, at 12⁰⁰ the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On _____ 20____, at _____, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.
- Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadway.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: 4-5 2023

[Signature]
Sheriff/Deputy Sheriff/Constable

The South Carolina Court of Appeals

Stephanie McAnuff, Appellant,

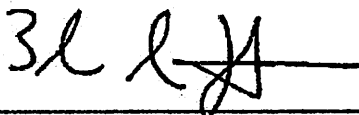
v.

ASIP Town Park, LLC, Respondent.

Appellate Case No. 2023-000546

ORDER

After careful consideration, we deny the motion to dismiss. Nothing prevents Respondent from raising the question of appealability or disputing timely service of the notice of appeal as an issue in the appellate brief should Respondent so choose.



FOR THE COURT

Columbia, South Carolina

cc:

Stephanie McAnuff

Edward Andrew Love, Esquire

FILED
Jun 30 2023
