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Jan 04 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM BERKELEY COUNTY  
Court of Common Pleas

Roger M. Young, Sr., Circuit Court Judge

Appellate Case No.: 2018-001659

PSG Patriots Place Apartments d/b/a Patriot Place, successor in interest to Brentwood Sixteen,  
LLC .....Respondent

v.

Graclescica Jackson. ....Appellant.

**RESPONDENT’S THIRD MOTION TO DISMISS APPEAL**

**I. The instant appeal has been rendered moot as a Warrant of Ejectment has been issued and the Appellant has been removed from the subject premises.**

The Respondent, PSG Patriots Place Apartments d/b/a Patriot Place, successor in interest to Brentwood Sixteen, LLC moves for an Order dismissing the instant action as moot.

Following this Court’s Order filed November 30, 2023, stating that Appellant’s Motion to Stay was denied due to her failure to comply with S.C. Code § 27-40-800, a Warrant of Ejectment was issued by the lower court. Pursuant to said Warrant, Appellant was subsequently removed from the subject premises. Accordingly, the instant Appeal has been rendered moot and should be dismissed. A copy of said Warrant of Ejectment is attached hereto as Exhibit ‘A’ and made a part hereof by reference.

WHEREFORE, Respondent prays for an Order dismissing the instant Appeal.

RESPECTFULLY SUBMITTED

CRAWFORD & VON KELLER, LLC

/s/ Jason M. Hunter

Theodore von Keller, S.C. Bar No. 5718  
B. Lindsay Crawford, III S.C. Bar No. 6510  
B. Lindsay Crawford, IV S.C. Bar No. 101707  
Charley S. FitzSimons S.C. Bar No. 104326  
Jason M. Hunter S.C. Bar No. 101501  
Post Office Box 4216  
Columbia, South Carolina 29204  
Telephone 803-790-2626  
ATTORNEYS FOR THE PLAINTIFF

Columbia, SC

January 4, 2024

# Exhibit 'A'

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BERKELEY )  
 )  
 )  
 )  
 )  
 )

2023CV0810601822  
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

WARRANT OF  
EJECTMENT

Psg Patriots Place Apartments DbA Patriot  
Place Successor In Interest

PLAINTIFF(S)

Vs

Graclescia Jackson  
3000 Harbour Lake Dr., Unit 13B  
Goose Creek, SC 29445

DEFENDANT(S)

**TO ANY LAWFUL CONSTABLE OR THE SHERIFF OF THE COUNTY:**

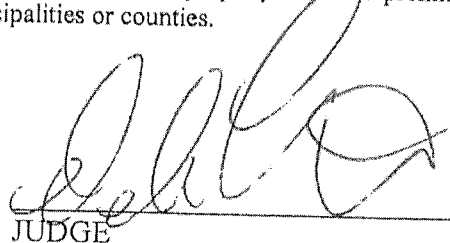
Upon Judgment of this Court rendered on May 25, 2023, you are hereby Ordered to serve the Defendant(s) / Occupant(s) of the premises located at 3000 Harbour Lake Dr., Unit 13B Goose Creek, SC 29445 this Warrant of Ejectment to peacefully and voluntarily vacate the said premises on or before December 11, 2023 at 3:00 PM.

**TO THE DEFENDANT(S) / OCCUPANT(S) OF:**

3000 Harbour Lake Dr., Unit 13B Goose Creek, SC 29445, you are hereby Ordered to peacefully vacate the above said premises on or before December 11, 2023 at 3:00 PM. Failure to comply with this Order will result in a **FORCIBLE EJECTMENT**.

Upon a Forcible Ejectment any and all property, which is not the property of the Plaintiff/Landlord, will be removed from the premises and will be deposited at or near but not obstructing the nearest public roadway. The deposited property may be removed by Municipal or County officials after a period of forty-eight hours, excluding Saturdays, Sundays and Holidays. The deposited property may be removed before or after forty-eight hours by Municipal or County officials if in the normal course of debris or trash collection. If the premises is located in a municipality or county that does not collect trash or debris from the public highways, then after a period of forty-eight hours, the plaintiff/landlord may remove the personal property from the premises and dispose of it in the manner that trash or debris is normally disposed of in such municipalities or counties.

IT IS SO ORDERED.



JUDGE  
Goose Creek Magistrate

**\*\* APPEAL DISMISSED \*\***

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PSG Patriots Place Apartments d/b/a Patriot Place, successor in interest to Brentwood Sixteen,  
LLC .....Respondent

v.

Graclescia Jackson.....Appellant.

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**PROOF OF SERVICE**

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I certify that I served the foregoing Respondent’s Third Motion to Dismiss Appeal in this case on the date given below by mailing it to opposing counsel at the address noted below.

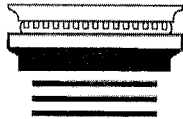
Graclescia Jackson  
3000 Harbour Lake Drive, Unit 13B  
Goose Creek, SC 29445

Respectfully submitted,

s/ Jason M. Hunter

Jason M. Hunter  
S.C. Bar No. 101501  
Crawford & von Keller, LLC  
Post Office Box 4216  
Columbia, South Carolina 29250  
(803) 764-7444  
ted@crawfordvk.com  
Attorney for Respondent

January 4, 2024



# CRAWFORD & VON KELLER, LLC

SOUTH CAROLINA  
B. Lindsay Crawford, III \*  
Theodore von Keller  
B. Lindsay Crawford, IV\*\*

NORTH CAROLINA  
Benjamin A. Barco  
Brittany T. Morrison\*\*  
William Kibbe

---

Charley S. FitzSimons  
Jason M. Hunter  
Eric H. Nelson  
Lawrence W. Johnson, Jr.\* - Special Counsel

\* Certified Specialist in Bankruptcy  
and Debtor-Creditor Law in SC

\*\* Admitted in South Carolina and North Carolina

January 4, 2024

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**SC Court of Appeals**

**Via ctappfilings@sccourts.org and Regular Mail**

SC Court of Appeals  
PO Box 11629  
Columbia, SC 29211

**RE: PSG Patriots Apartments d/b/a Patriot Place, successor in interest to Brentwood Sixteen, LLC vs/. Graclescia Jackson  
Appellate Case No.: 2018-001659**

Dear Sir/Madam:

Enclosed please find Respondent's Third Motion to Dismiss Appeal and Proof of Service regarding the above referenced matter. I have also enclosed a check for \$50.00 for your motion filing fee.

Sincerely,

CRAWFORD & VON KELLER, LLC

Jason M. Hunter, Esquire  
Post Office Box 4216  
Columbia, South Carolina 29240  
Telephone: (803) 790-2626  
Attorney for Respondent

JMH/tdd  
Enclosure

Cc: Graclescia Jackson  
3000 Harbour Lake Drive, Unit 13B  
Goose Creek, SC 29445

WE ARE A DEBT COLLECTOR. THIS COMMUNICATION IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

P.O. Box 4216, Columbia, SC 29240 • 1640 St. Julian Place, SC 29204 • 803-790-2626 • Facsimile 803-790-1277  
1017 Ashes Drive, Suite 106, Wilmington, NC 28405 • 910-363-1637 • Facsimile 910-363-1652