

The South Carolina Court of Appeals

Margie Kelsie, Appellant,

v.

American Ave PM, LLC, Respondent.

Appellate Case No. 2023-001927

ORDER

On March 20, 2024, we dismissed this appeal because Appellant failed to provide proof of ordering the transcript. On April 2, 2024, Appellant moved to reinstate the appeal, explaining there is no transcript to obtain because she had not been to court concerning the matter. Respondent did not file a return to the motion to reinstate. After careful consideration, we grant the motion to reinstate.

On April 16, 2024, Appellant filed a motion to stay the circuit court's order dismissing her appeal from the magistrate's writ of ejectment. After careful consideration, we remand this case to the circuit court for an expedited hearing on Appellant's motion to stay and determination of any appeal bond. *See* Rule 241(d), SCACR (explaining an application for supersedeas must first be made to the lower court which entered the order on appeal); S.C. Code Ann. § 27-40-800(f)(1) (2007) ("Upon appeal . . . 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."). Appellant shall provide this court with status updates in writing every thirty days. Further, Appellant shall notify this court of the circuit court's ruling within ten days of receiving notice of the ruling. Appellant's failure to provide this court with status updates every thirty days or to notify this court of the circuit court's ruling within ten days of receiving notice of the ruling will result in dismissal of this appeal.

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FOR THE COURT

Columbia, South Carolina

cc:

Margie Kelsie

Jason Mark Hunter, Esquire

Jeanette W. McBride

The Honorable Jocelyn Newman

FILED
Apr 16 2024