

# The South Carolina Court of Appeals

Michael Munafo and Kathleen Gabriel, Appellants,

v.

David Osteen, Respondent.

Appellate Case No. 2023-000787

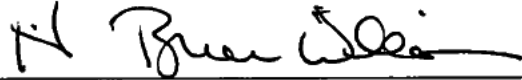
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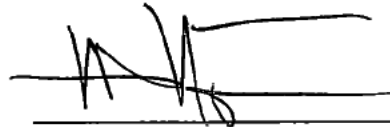
## ORDER

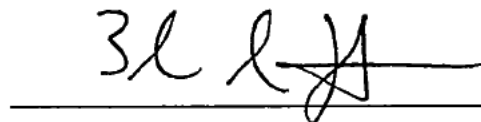
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Appellant Michael Munafo filed a petition to stay the writ of ejection in this case concurrently with his notice of appeal, on May 16, 2023. On May 26, 2023, this court granted a temporary stay to allow for review of Respondent's return to the petition, and to allow time for Appellant to comply with section 27-40-800 of the South Carolina Code. Appellant subsequently filed an undertaking pursuant to section 27-40-800, but it did not comply with the requirements of the statute. Accordingly, on January 9, 2024, this court denied the petition to stay the ejection.

Appellant has now filed a second petition to stay the ejection, which we construe as a petition for hearing from the denial of his original petition. After careful consideration, the petition is denied, because Appellant has still failed to comply with section 27-40-800, and failed to pay the appeal bond.

  
\_\_\_\_\_ C.J.

  
\_\_\_\_\_ J.

  
\_\_\_\_\_ J.

**FILED**  
**Jul 31 2024**

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Columbia, South Carolina

cc:

Michael Munafo

Ernst Allen Neumeister, Jr., Esquire

The Honorable Donald Rhett West