

STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY,

PATRICK NESBIT,

Appellant,

vs.

PAMELA CLARKE,

Appellee.

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT

CASE NUMBER: 2024-CP-08-03413

ORDER ON APPELLANT'S MOTION TO
STAY AND SETTING BOND

RECEIVED

Aug 27 2024

SC Court of Appeals

This matter came before the Court at a hearing on August 26, 2024. Respondent Pamela Clarke and her counsel, Roman V. Hammes, were present. Appellant Patrick Nisbet was not present. Notice of the hearing was duly sent to Nisbet on August 12, 2024. Based on the Court's review of the docket and for the arguments and reasons stated in open Court, it is Ordered:

1. The Court of Appeals entered an Order Dismissing Nisbet's appeal on August 19, 2024 (the "Appellate Case"). Nisbet failed to appear at the hearing before this Court.

Accordingly, Nisbet's Motion to Stay is denied with prejudice for failure to prosecute.

2. In the event the Appellate Case is reinstated, then Nisbet shall pay bond on the 1st day of each month in the amount of One Thousand Three Hundred and Thirty Dollars (\$1330.00) directly to Clarke. These payments will commence on September 1, 2024 and continue for the life of the Appellate Case, if any, and all future appeals. Nisbet will also pay the sum of Nine Thousand Three Hundred and Ten Dollars (\$9,310.00) to Clarke within 5 days of this Order. This amount reflects the missed rent payments from February 1, 2024 to August 1, 2024.
3. If the Appellate Case is not reinstated or if Nisbet defaults on the payments due under paragraph 2 of this Order, then, upon the filing of an affidavit of default by Clarke, the Magistrate Court is authorized to immediately issue a Warrant of Ejectment against

Nisbet and to immediately put Clarke in sole possession of the Property and no further stays will be granted by this Court. Nisbet will be in default if he fails to pay any amount due hereunder within 5 days of its due date.

IT IS SO ORDERED!

The Honorable R. Scott Sprouse

August 26, 2024



Berkeley Common Pleas

Case Caption: Patrick Nisbet VS Pamela Clarke

Case Number: 2023CP0803413

Type: Order/Other

s/R. Scott Sprouse, Judge #2752

Tenth Judicial Circuit