

# The South Carolina Court of Appeals

Centre Pointe Charleston, LLC, Respondent,

v.

Avis Johnson, Appellant.

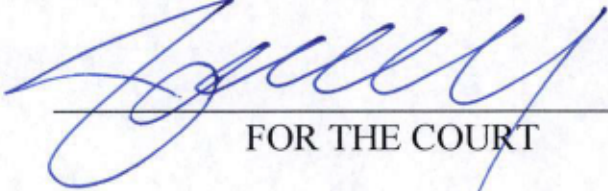
Appellate Case No. 2024-001520

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## ORDER

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On September 12, 2024, Appellant filed a notice of appeal from an order issued by the Honorable Milton G. Kimpson affirming a magistrate's writ of ejectment. Appellant also filed a motion to stay the circuit court's order and magistrate's writ of ejectment. After careful consideration, we grant a temporary stay and 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 in writing 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:

Avis Johnson

Sean Michael Tropea, Esquire

The Honorable Milton G. Kimpson

The Honorable Julie J. Armstrong

**FILED**  
**Sep 13 2024**