

Sep 04 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
 COUNTY OF SUMTER)
)
 Randal K. Freeman,)
 Plaintiff,)
)
 vs.)
)
 David Bryan Trapp,)
 Defendant.)

IN THE SUMMARY COURT
 2024OR4310100110
 and
 2024CV4310101594

Order

RECEIVED
 IN
 SUMMARY COURT
 190 E CANAL ST.
 SUMTER COUNTY
 SOUTH CAROLINA
 DATE 9/4/24
 TIME 4:17pm

BY ORDER OF THE COURT UPON ITS OWN MOTION:

This court consolidates the above-referenced cases into one order as the Restraining Order sought by Plaintiff culminates as a direct extension of the Rule to Vacate filed by Defendant which currently is before the South Carolina Court of Appeals (Case 2024-000283).

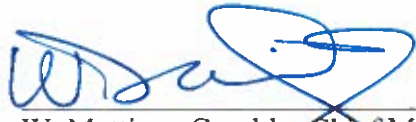
Plaintiff filed a Motion for Restraining Order with this court on August 19, 2024 which was served on Defendant on August 22, 2024. Defendant's counsel sought a continuance due to a schedule conflict by letter dated August 26, which was opposed by Plaintiff via motion on September 3. Defendant has filed a non-compulsory Answer and Counterclaim on this date requesting this court to restrain Plaintiff from Defendant.

This court has concerns as to whether the matter can be heard by the Summary Court as the allegations arise from a dispute over property rights retained by the Defendant while the eviction is on appeal. However, for judicial expediency, this court issues this temporary order restraining both parties from any contact with each other. Any violation of this temporary order will be resolved through a Rule-to-Show-Cause hearing.

This order expires upon the ruling of the South Carolina Court of Appeals on the above-referenced matter.

AND IT IS SO ORDERED:

Sept. 4, 2024
 Sumter, SC


 W. Mattison Gamble, Chief Magistrate
 Sumter County Summary Court