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SC Court of Appeals

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STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM OCONEE COUNTY CIRCUIT COURT

Order of Honorable Judge R. Lawton McIntosh

Appellate Case No. 2024-001641

Dorothy Pierce-----Appellant,

v.

Samantha Leigh a/k/a Pierce, and Cody Hiott-----Respondents.

MOTION FOR STAY

COMES NOW, the Appellant, Dorothy Pierce, and respectfully moves this Honorable Court to issue an order staying any further proceedings in the Circuit Court, including the hearing scheduled for January 30, 2025, on Respondents' Motion for Sanctions, pursuant to South Carolina Appellate Rule 241. Under Rule 241, the filing of a notice of appeal automatically stays matters decided in the order under appeal, divesting the Circuit Court of jurisdiction to proceed on related issues while the appeal is pending.

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GROUND S FOR THE MOTION

1. Following the dismissal of Appellant's lawsuit by the Circuit Court on September 23, 2024, due to an alleged lack of standing, Respondents filed a Motion for Sanctions against Appellant.
2. On October 25, 2024, the South Carolina Court of Appeals unequivocally ruled in case **2024-000455** that Appellant has standing to act as the Personal Representative (PR) of the estate of Doyle Elton Pierce. This ruling directly resolves the issue of standing that formed the basis of the Circuit Court's dismissal and Respondents' Motion for Sanctions.
3. This matter remains pending on appeal, and the issue of standing is central to the appeal. The Circuit Court does not retain jurisdiction to adjudicate Respondents' Motion for Sanctions,

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