

The South Carolina Court of Appeals

Dorothy Pierce, Appellant,

v.

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

Appellate Case No. 2024-001641

ORDER

On September 23, 2024, Appellant filed a notice of appeal from a circuit court order dismissing her action against Respondents. On January 3, 2025, Appellant moved this court to issue an order staying any further proceedings in the circuit court. No return was filed. After careful consideration, we confirm the circuit court's order is automatically stayed during the pendency of the appeal. *See* Rule 241(a), SCACR ("As a general rule, the service of a notice of appeal in a civil matter acts to automatically stay matters decided in the order, judgment, decree[,], or decision on appeal, and to automatically stay the relief ordered in the appealed order, judgment, or decree or decision."). However, the circuit court retains jurisdiction over matters not affected by the appeal. *See* Rule 241(a), SCACR ("The lower court . . . retains jurisdiction over matters not affected by the appeal including the authority to enforce any matters not stayed by the appeal."); Rule 205, SCACR ("Upon the service of the notice of appeal, the appellate court shall have exclusive jurisdiction over the appeal. . . . Nothing in these Rules shall prohibit a lower court . . . from proceeding with matters not affected by the appeal.").



FOR THE COURT

Columbia, South Carolina

FILED
Jan 31 2025

cc:

Dorothy Pierce

Richard Hunt McDuff, Esquire

Honorable R. Lawton McIntosh

Melissa C. Burton