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Feb 18 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

R.Ferrell Cothran, Jr., Circuit Court Judge

Case No. 2024-CP-43-000366

Randal K Freeman,

Appellant,

v.

David Bryan Trapp,

Respondent.

MOTION FOR EMERGENCY INJUNCTION AND RESTRAINING ORDER

COMES NOW, the Appellant, Randal K. Freeman, Pro Se, and respectfully moves this Honorable Court pursuant to Rules 225 and 241 of the South Carolina Appellate Court Rules (SCACR) for an Emergency Injunction and Restraining Order against David Bryan Trapp, his agents, representatives, contractors, or any third parties acting on his behalf. This request is based on continued harassment, violations of the Temporary Restraining Order (TRO), unauthorized attempted entry, and unlawful efforts to conduct inspections and appraisals without proper court approval.

1. JURISDICTION AND PROCEDURAL HISTORY

1. The South Carolina Court of Appeals has jurisdiction over this matter pursuant to Rule 225, SCACR, as this appeal is currently pending under Case No. 2024-000283.
2. The South Carolina Court of Appeals has the authority to issue injunctive relief when necessary to protect its jurisdiction and prevent irreparable harm, as established in *Ex parte Greenville County*, 185 S.C. 77, 193 S.E. 840 (1937) (holding that an appellate court may issue orders necessary to preserve the status quo pending an appeal).
3. The South Carolina Court of Appeals issued a stay of eviction on August 29, 2024, while this appeal is pending (See August 29 Order).
4. On August 29, 2024, the Court of Appeals denied Appellant's initial Motion for an Injunction, directing that relief should first be sought in Summary Court.
5. The Sumter County Summary Court issued a Temporary Restraining Order (TRO) on September 4, 2024, which remains in effect and prohibits Respondent Trapp and his legal counsel from engaging in any further acts of harassment or unauthorized entry.
6. Despite the TRO, Respondent Trapp and his legal counsel, Mr. Benjamin Cahill, have repeatedly violated its terms, necessitating immediate appellate intervention.
7. Under Rule 241(a), SCACR, this Court retains the authority to issue interim relief to prevent irreparable harm while the appeal is pending.

2. EMERGENCY NATURE OF REQUEST & HEALTH IMPACT ON APPELLANT

1. Appellate courts have the authority to issue emergency relief when immediate intervention is necessary to protect an ongoing appeal from extrajudicial interference. In *State v. McLeod*, 303 S.C. 420, 401 S.E.2d 160 (1991), the South Carolina Supreme Court confirmed that interlocutory relief is appropriate where an ongoing matter is at risk of being undermined by unauthorized actions.
2. The actions of Respondent Trapp and his legal counsel, Mr. Cahill, directly interfere with this appellate case, warranting emergency relief from the South Carolina Court of Appeals rather than waiting for lower courts to enforce prior orders.
3. An emergency injunction is appropriate when irreparable harm is likely to occur without immediate court intervention. *Hilton v. Braunskill*, 481 U.S. 770 (1987), holds that a stay or injunction pending appeal is warranted when the movant demonstrates a likelihood of irreparable harm.
4. Irreparable harm exists in this case due to:
 - o The repeated violations of the existing TRO, showing that prior orders have not deterred the Respondent.
 - o The ongoing unauthorized attempts to enter the premises and conduct inspections without court approval.
 - o The intimidation tactics used against Appellant and his family, creating a clear and present danger to their safety and rights.

- Appellant has a history of stroke and is currently undergoing medical treatment. The undue stress and repeated harassment by Mr. Trapp and Mr. Cahill are exacerbating his medical condition, creating physical and mental health complications that pose a direct threat to his well-being.
 - Respondent and his counsel's continued harassment are also intended to impede and delay Appellant's ability to submit his reply brief, in direct violation of Rule 211(b), SCACR, which ensures parties have a reasonable opportunity to file briefs without interference.
-

3. REQUESTED RELIEF

WHEREFORE, the Appellant respectfully requests that this Honorable Court GRANT this Emergency Motion for Injunction and Restraining Order, providing the following relief:

1. Prohibiting Respondent, his agents, or representatives from entering 8 Warren Ct. without express approval from this Court.
2. Barring any inspections, appraisals, or unauthorized photographs/video recordings.
3. Restraining Respondent from harassment, intimidation, or any direct or indirect communication with Appellant.
4. Holding Respondent in contempt for violating prior restraining orders.

4. CONCLUSION

For the foregoing reasons, Appellant respectfully requests that this Court GRANT this Emergency Motion for Injunction and Restraining Order to prevent further harassment and violations of court orders.

Respectfully submitted,

**/s/ Randal K. Freeman
Randal K. Freeman, Pro Se
8 Warren Ct, Sumter, SC 29150
(224) 407-1660
randal.freeman88@gmail.com**

RECEIVED

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).

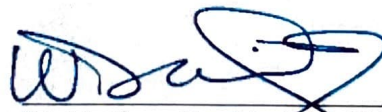
Plaintiff filed a Motion for Restraining Order with this court on August 19, 2024 which was served on Defendant on August 22, 2024. Defendant's counsel sought a continuance due to a schedule conflict by letter dated August 26, which was opposed by Plaintiff via motion on September 3. Defendant has filed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

STATE OF SOUTH CAROLINA

COUNTY OF Sumter

Renee K. Kitchener

PLAINTIFF(S)

VS

David Bryan Trapp

DEFENDANT(S)

IN THE MAGISTRATES COURT

COMPLAINT AND MOTION FOR RESTRICITING ORDER (Harassment and Stalking)

202404310100110 CIVIL CASE NUMBER

The Plaintiff alleges

1. The Plaintiff lives in Sumter County
2. The Defendant lives at 208 ADAMS Ave Sumter, SC 29150
3. The Harassment First or Second Degree or Stalking occurred in Sumter SC 29150
4. Plaintiff further alleges that the following conduct occurred by the defendant on the times, dates, and places listed below, and such conduct falls within the definition of
 - HARASSMENT, FIRST DEGREE (S 16-3-1700(A)) or
 - HARASSMENT, SECOND DEGREE (S 16-3-1700(B)) or
 - STALKING (S 16-3-1700(C))

5. ~~07/01/2024~~ 07/01/2024 at 10:12 O'clock AM PM (circle one) at E Warner Ct, Sumter SC 29150 which is in Sumter SC the conduct complained of occurred when the Defendant

drove by; took pictures of children outside residence

On 07/01/2024 at 3:45 O'clock AM PM (circle one) at E Warner Ct Sumter SC the conduct complained of occurred when the Defendant

reported of Sumter Actos and attempted to harass family

SC CA 749 (Amended 12 2015)

On 8/2/24 at B Warren Ct SC, the conduct complained of occurred on or about 11/14/2023 Done by intimacy 12103; fake videos
of the defendant

State of South Carolina, County of _____, the facts and circumstances upon which the plaintiff seeks relief are set forth in the complaint and exhibits attached hereto and sought above. Attach additional sheets if necessary. See attached

6. Plaintiff requests: (Check one or more)

- a. That the defendant be enjoined from abusing, threatening to abuse, or molesting the plaintiff or members of the plaintiff's family.
- b. That the defendant be enjoined from entering or attempting to enter the plaintiff's place of residence, employment, education, or other location.
- c. That the defendant be enjoined from communicating or attempting to communicate with the plaintiff in a way that would violate Article 17, Chapter 16 of the 1976 South Carolina Code of Laws, as amended.

SWORN to and Subscribed before me

This 9th day of August, 2024
Terencia R. Pool
Notary Public for South Carolina
My Commission expires: 10-02-2029

[Signature]
Signature of Plaintiff or Person Filing
on Behalf of Plaintiff

NOTICE: THE NON-PREVAILING PARTY IN THIS ACTION IS ASSESSED A FILING FEE OF FIFTY-FIVE DOLLARS (\$55.00). THE COURT MAY HOLD A PERSON IN CONTEMPT OF COURT FOR FAILURE TO PAY THIS FILING FEE. §16-03-170(D).

NOTICE TO DEFENDANT: YOU HAVE THE RIGHT TO EMPLOY COUNSEL TO REPRESENT YOU.

Plaintiff

Name: Rodney A. Anderson

Address: 3 Wainwright Ct

Sumter SC 29150

Phone #: 224-467-1660

Sex M Race white

DOB 11/22/88

SSN 20-54-1799

Height 5'7" Weight 193 lbs

Eyes Blue Hair Brown

Place of Birth Illinois

(State)

DL#: 124355481 State SC

Vehicle Make/ Model _____

VIN#: _____

Tag#/ State: _____

Defendant

Name: David Byron Trapp

Address: 208 Adams Ave

Sumter SC 29150

Phone #: _____

Sex M Race white

DOB _____

SSN _____

Height _____ Weight _____ lbs

Eyes _____ Hair _____

Place of Birth _____

(State)

DL#: _____ State _____

Vehicle Make/ Model _____

VIN#: _____

Tag#/ State: _____

IN THE MAGISTRATES COURT OF SUMTER COUNTY

Randal K. Freeman,
Plaintiff,

vs.

David Bryan Trapp,
Defendant.

Civil Case Number:

COMPLAINT AND MOTION FOR EMERGENCY TEMPORARY RESTRAINING
ORDER AND PRELIMINARY INJUNCTION

(Harassment)

Plaintiff's Allegations:

1. **Jurisdiction and Venue**

I, Randal K. Freeman, reside in Sumter County, South Carolina. The Defendant, David Bryan Trapp, resides at 208 Adams Ave. Sumter, SC 29150, which is also within Sumter County.

2. **Nature of Complaint**

The Defendant's conduct constitutes harassment as defined under South Carolina law, specifically Harassment, First Degree, pursuant to §16-3-1700(A).

3. **Specific Incidents of Harassment**

The Defendant has engaged in a pattern of harassment against me and my family on the following dates and times, supported by evidence including police reports, videos, and photographs:

- **07/08/2024, 10:12 AM:** Defendant drove by 8 Warren Ct, Sumter, SC 29150, taking pictures and harassing my children. This incident is documented by Sumter Police Department report #SPD24004309.
- **07/09/2024, 08:45 AM:** Defendant repeated similar actions, further intimidating my family. This is also documented by Sumter Police Department report #SPD24004309.
- **07/10/2024, 10:48 AM:** Continued harassment occurred with the Defendant driving by and taking pictures. Supported by Sumter Police Department report #SPD24004309.
- **07/11/2024, 2:46 PM:** The harassment persisted with the Defendant again driving by and taking pictures. This is further supported by Sumter Police Department report #SPD24004309.
- **08/12/2024:** The Defendant's actions warranted a violation under SC Law §16-3-1700(A) for First Degree Harassment. This incident is documented by Sumter

Police Department report #SPD24004982 and supported by video and photographic evidence.

- 08/18/2024: The Defendant entered the property at 8 Warren Ct without notice to fix a sign, violating SC Residential Landlord and Tenant Act, Sections 27-40-530(e) and (d). This is documented by a police report.

4. Legal Authority

- Section 27-40-530(e) of the South Carolina Residential Landlord and Tenant Act prohibits a landlord from abusing the right of access or using it to harass the tenant, requiring at least twenty-four hours' notice of intent to enter and entry only at reasonable times.
- Section 27-40-530(d) limits a landlord's right of access except pursuant to court order or as permitted by Sections 27-40-720 and 27-40-730.

5. Irreparable Harm

The Defendant's actions have caused and will continue to cause irreparable harm, including emotional distress and a violation of our right to quiet enjoyment of the property.

6. Balance of Equities

The balance of equities favors the issuance of both a temporary restraining order and a preliminary injunction. The harm to me and my family from the Defendant's continued harassment outweighs any potential harm to the Defendant from the imposition of these orders.

7. Public Interest

Granting these motions serves the public interest by enforcing the provisions of the South Carolina Residential Landlord and Tenant Act and protecting tenants from harassment.

WHEREFORE, I, Randal K. Freeman, respectfully request that this Court:

1. Issue an Emergency Temporary Restraining Order and Preliminary Injunction enjoining the Defendant, David Bryan Trapp, from:

- Entering or attempting to enter the Plaintiff's residence at 8 Warren Ct, Sumter, SC 29150, or the Plaintiff's or his family's places of employment and education, including Sumter High School and Alice Drive Middle School.
- Engaging in any further acts of harassment against me and my family, in violation of Section 27-40-530(d) and related provisions.
- Communicating or attempting to communicate with me or my family in any manner that would violate Article 17, Chapter 16 of the 1976 South Carolina Code of Laws, as amended.

- 2. That the attached police reports dated 07/11/2024, 08/12/2024, and 08/18/2024, along with the Facebook post, be admitted as supporting evidence for this motion.**

Respectfully submitted,

Randal K. Freeman
Plaintiff, Pro Se
8 Warren Ct

I am prepared to provide any additional information or documentation required. Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Randal K. Freeman', written over a horizontal line.

Randal K. Freeman

Sumter, SC 29150
(224) 407-1660

Date:

SWORN to and Subscribed before me
This ___ day of _____, 20 .

Notary Public for South Carolina
My Commission expires: _____



Signature of Plaintiff or Person Filing on Behalf of Plaintiff

NOTICE: THE NON-PREVAILING PARTY IN THIS ACTION IS ASSESSED A FILING FEE OF FIFTY-FIVE DOLLARS (\$55.00). THE COURT MAY HOLD A PERSON IN CONTEMPT OF COURT FOR FAILURE TO PAY THIS FILING FEE. §16-03-170(D).

NOTICE TO DEFENDANT: YOU HAVE THE RIGHT TO EMPLOY COUNSEL TO REPRESENT YOU.

7:54



Trapp Construction & Remodeling, LLC

For sale by owner. Please call 973-365-1654 for details. 1600 sq feet. 3 BR. 2 BA.



300

IKEA

Celebrate Small Business Month with an offer!





Approved Status SC 900

Status Approved
Report Type Patrol
Primary Officer Ryan Kane
Investigator John Litaker
Records Technician
Reported At 07 11 24 16 26
Incident Date 07 08 24 10 12 - 07 11 24 16 26
Incident Code 1047 - INVESTIGATE SUSPICIOUS VEHICL
Location 8 WARREN CT SUMTER SC 29150
Zone City Region 01
Beat SPD 06
Court None
Referral County None

Disposition Active
Disposition Date Time 07 11 24 16 45
Review for Gang Activity None

Asst Officers

1967 - House, Mary Ann

Status Indicator Administrative
Filer

Status Change Date 7 11 24

Complainant

FREEMAN, RANDAL KLINT

Male DOB 11 22 88

SPD-LT-001 - LT Report - A - Other

8 Warren Ct
Sumter SC 29150

224 407-1650

Primary Narrative By Ryan Kane

On July 11th 2024 law enforcement responded to 8 Warren Ct located in the City of Sumter in reference to a 1047 disturbance. Upon arrival Lead Cpl House and Officer Kane activated their BWC and made contact with Randal Freeman (Complainant/Victim).

Freeman advised David Trapp (Suspect) keeps driving by the house and recording him and his children. Freeman advised Trapp started to drive by his house everyday since 7 8 2024. Freeman advised Trapp is driving a white 2007 Jeep Gladiator (ISC#4416KQ). Freeman advised Trapp drove by his house two different times that day. Freeman provided security camera footage of the incidents throughout the week which show him driving by on 7 8 24 at 1042 hrs, 7 9 24 at 0845 hrs, 7 10 24 at 1048 hrs, and 7 11 24 at 1446 hrs. Freeman made contact with the attorney for the courts and requested documentation due to the ongoing court proceedings between him and Trapp.



City of Sumter Police Department
 400 W. Main St. - 1st Floor
 1111 North of York Street
 Sumter, SC 29150
 Phone: 803-464-3992
 Fax: 803-464-3994

Commitment to Service



Printed on August 15, 2011

Case SPD24004982 UNAPPROVED DRAFT

Status Active
Report Type Patrol
Primary Officer Thomas Yeager
Investigator John Litaker
Records Technician
Reported At 08/12/24 12:11
Incident Date 08/12/24 12:11 - 08/12/24 12:11
Incident Code S27 - STALKING
Location 8 WARREN CT. SUMTER, SC 29150
Zone City Region 01
Beat SPD 06
Court None
Referral County None

Disposition Active
Disposition Date/Time 08/12/24 12:27
Review for Gang Activity None

Status Indicator Administrative
 Filler
Status Change Date 8/12/24

Offender

TRAPP, DAVID BRYAN 16-3-1700(A) - 1ST DEGREE HARASSMENT
 Male DOB 12/10/66
 208 ADAMS AVE
 SUMTER, SC 29150
 (803) 464-3992 Cell

Suspect

TRAPP, DAVID BRYAN 16-3-1700(A) - 1ST DEGREE HARASSMENT
 Male DOB 12/10/66
 208 ADAMS AVE
 SUMTER, SC 29150
 (803) 464-3992 Cell

Victim

FREEMAN, RANDAL KLINT 16-3-1700(A) - 1ST DEGREE HARASSMENT
 Male DOB 11/22/88
 8 Warren Ct
 Sumter, SC 29150
 (224) 407-1660 Cell

Primary Narrative By Thomas Yeager

Law enforcement responded to 8 Warren Ct. located in the jurisdiction of the City of Sumter, in reference to a civil disturbance. Upon arrival, officers activated their BWC and made contact with Randal Freeman (Victim)

Freeman advised David Trapp (Suspect) keeps driving by the house and recording him and his children. Freeman advised Trapp started to drive by his house on 7/8/2024 and has everyday since (reference case number 24004309). Trapp drove by Freeman's house two different times since then. Freeman advised that Trapp drives a white 2020 Jeep Gladiator (SC tag 4416KQ, which is registered to Trapp). Freeman provided security camera footage of the incidents which show him driving by on 8/6/24 at 1310 hrs and 8/12/24 at 1113 hrs.



City of Sumter Police Department
 Russell F. Baskin, III Chief of Police
 111 North Lakeshore Drive
 Sumter, SC 29150
 Phone: (803) 456-1750
 FAX: (803) 456-2084



Case SPD24005118

Commitment to Service

Printed on August 19, 2024

Status	Approved
Report Type	Patrol
Primary Officer	Thomas Yeager
Investigator	None
Records Technician	
Reported At	08/18/24 14:38
Incident Date	08/18/24 14:38 - 08/18/24 14:38
Incident Code	S27 - STALKING
Location	8 WARREN CT, SUMTER, SC 29150
Zone	City Region 01
Beat	SPD 06
Court	None
Referral County	None
Disposition	Active
Disposition Date/Time	08/18/24 14:54
Review for Gang Activity	None
Status Indicator	Administrative Filler
Status Change Date	8/18/24

Offender

TRAPP, DAVID BRYAN
 Male DOB 12/10/66
 208 ADAMS AVE
 SUMTER, SC 29150
 (803) 464-3992 (Cell)

16-3-1700(A) - 1ST DEGREE HARASSMENT

Victim

FREEMAN, RANDAL KLINT
 Male DOB 11/22/88
 8 Warren Ct
 Sumter, SC 29150
 (224) 407-1660 (Cell)

16-3-1700(A) - 1ST DEGREE HARASSMENT

Primary Narrative By Thomas Yeager
 8 Warren Ct

Law enforcement responded to 8 Warren Ct., located in the jurisdiction of the City of Sumter, SC, in reference to a civil disturbance. Upon arrival, officers activated their BWC and made contact with Randal Freeman (Victim).

Freeman advised David Trapp (Suspect) keeps driving by the house and recording him and his children. Freeman advised Trapp started to drive by his house on 7/8/2024 and has everyday since (reference case number 24004309).

Case SPD24005118

Trapp drove by Freeman's house multiple times since then. Freeman advised that Trapp drives a white 2020 Jeep Gladiator (SC tag 4416KQ, which is registered to Trapp). Freeman provided security camera footage of the incident which shows him driving by on 8/18/24 at 1158 hrs and placing a sign in his yard.



SUMTER POLICE DEPARTMENT VICTIM WITNESS SERVICES

Case# 24004982

Assigned to Det. Litaker

A copy of your incident report will be provided to you free of charge and is available at the Sumter Police Department, 335 N Lafayette Drive Sumter, SC 29150 during normal business hours.

As a crime victim/witness you have the right to:

- Be treated with fairness, respect, and dignity, and to be free from intimidation, harassment, or abuse throughout the criminal and juvenile justice process, and informed of the constitutional rights provided by statute.
- Be reasonably informed when the accused or convicted person is arrested, released from custody, or has escaped
- Be informed of and present at any criminal proceedings which are dispositive of the charges where the defendant has the right to be present;
- Be reasonably informed of and be allowed to submit either a written or oral statement at all hearings affecting bond or jail;
- Be heard at any proceeding involving a post-arrest decision, a plea or sentencing;
- Be reasonably protected from the accused or persons acting on his behalf throughout the criminal justice process
- Have reasonable access after the conclusion of the criminal investigation to all documents relating to the crime before trial;
- Receive prompt and full restitution from the person or persons convicted of the criminal conduct that caused the loss or injury including both adults and juvenile offenders;
- Be informed of any proceeding when any post-conviction action is being considered, and be present at any post-conviction hearing involving a post-conviction release decision;
- A reasonable disposition and prompt and final conclusion of the case.

Your responsibilities as a crime victim/witness

- Provide your legal name, current mailing address and telephone numbers and provide the Sumter Police Department with any changes.
- For restitution consideration, you must provide full details of the financial impact of the crime against you in a timely manner.
- If you want to be present for any plea, trial or sentencing, you must notify the prosecuting agency or summary court.
- If you wish to make an oral or written statement, you must notify the solicitor's office or the Court in a timely manner.

The process of prosecution by the State: www.scvpr.com search: Survival Guide

VICTIM/WITNESSES WHO FEEL THEY ARE BEING THREATENED, HARASSED, OR INTIMIDATED SHOULD NOTIFY THE SUMTER POLICE DEPARTMENT IMMEDIATELY

Victim Assistance Services: *Assistance with criminal justice needs such as filing reports; *obtaining warrants and applying for orders of protection, etc.; *Transportation to court proceedings when needed; *Assistance in obtaining help from other community resources; *Crisis intervention *Referrals to counseling; *Creditor intervention

Emergency 911 24 hr. Non-emergency 436-2700

Community Resources
Third Circuit Solicitor (Victim Services) — 436-2191
Pathways To Healing (Sexual Assault Services) — 803-771-7273
Dept. of Mental Health — 775-9364
Dept. of Social Services — 773-5631
Governor's Office: Crime Victim's Ombudsman — 888-238-0697
State Office of Victim Assistance 803-734-1900 or 1-800-220-5370
SC Victim Assistance Network — 803-750-1200 or 1-888-TLC-1900

Sumter Police Dept. Victim Advocates...

Amanda Wiley — 436-2780
Alicia Loney — 436-2781
YWCA Domestic Violence Hotline 24hrs — 775-2763
United Ministry — 775-0757
Sumter County Detention Center — 436-2340
Magistrate/Summary Court — 436-2280
Sumter DJJ — 778-2368
Family Court — 436-2366

The Department of Crime Victim Compensation helps crime victims with medical bills, funeral expenses, counseling and work loss. It does not provide compensation for property loss or pain and suffering. Contact the Sumter Police Department Victim Assistance Office for assistance in filing for victim assistance funds. This information is an overview of your rights and responsibilities as a crime victim/witness. If you need assistance or additional information, you may contact the Sumter Police Department Victim Assistance Program Office, 803-436-2703. After normal business hours an advocate can be reached through the Sumter Police Department non-emergency number, 803-436-2700.



City of Sumter Police Department
 Ronald F. Moore, Jr. Chief of Police
 355 North Lafayette Drive
 Sumter, SC 29150
 Phone (803) 436-2700
 FAX (803) 436-2084



Case SPD24005198

Printed on August 28, 2024

Status	Approved
Report Type	Patrol
Primary Officer	Russell Pentz
Investigator	John Litaker
Records Technician	
Reported At	08/21/24 14:16
Incident Date	08/21/24 13:32 - 08/21/24 13:32
Incident Code	1078 : NEED ASSISTANCE
Location	8 WARREN CT. SUMTER, SC 29150
Zone	City Region 01
Beat	SPD 06
Court	None
Ereferral County	None
Disposition	Administrative Closure
Disposition Date/Time	08/27/24 09:46
Review for Gang Activity	None
Status Indicator	Administrative Filler
Status Change Date	8/21/24

Complainant

FREEMAN, RANDAL KLINT
 Male, DOB 11/22/88
 8 Warren Ct
 Sumter, SC 29150
 (224) 407-1660 Cell

SPD-LT-001 - LT Report - All Others

Primary Narrative By Russell Pentz

On 08/21/2024, Freeman came to the Sumter PD to file an incident report. Freeman stated that on 08/21/2024, Trapp drove by 8 Warren Ct., located in the City of Sumter, SC. and placed a for sale sign in the yard.

Freeman has made numerous reports (stalking) of Trapp driving by 8 Warren Ct. but has failed to mention to law enforcement that Trapp owns the property and is in the process of selling the house. According to the Sumter County Register of Deeds, 8 Warren Ct is owned by Trapp.

Supplemental Narrative By Mary Ann House

ADDTL 1014

On 8/21/2024 at approximately 2019 hrs, Ld Cpl House made contact with Freeman (complainant) via telephone about Trapp (suspect) on the property at 8 Warren Court in the jurisdiction of the City of Sumter around 1755 hrs. Freeman advised Trapp was served a notice of a restraining order hearing today. Freeman advised Trapp is coming and moving

Case SPD24005198

the sign to the front the property. Freeman advised he spoke to the magistrate courts and they have been advising him to document each incident of Trapp on the property. Freeman provided video footage. BWC was activated.

Supplemental Narrative By John Litaker

On Wednesday August 21, 2024 David Trapp advised Det. SSgt. Litaker that he placed a "for sale" sign in front of the residence at 8 Warren Court, a residential property that his LLC owns, and he provided a photograph of the sign as he placed it, showing that it was placed in front of the house between the sidewalk and the street curb on what appears to be city right-of-way. Trapp said that when he checked back later in the afternoon, the sign had been moved, presumably by Freeman, to a position behind the mailbox post, which is a square column which largely obstructs the sign from being viewed. This report is one of numerous reports made by Freeman reporting incidents that Freeman deems harassment. Freeman has applied for a restraining order, and Trapp has been served with a summons for the hearing. This complaint is in the hands of the court, and there has been no criminal harassment substantiated. Photos have been uploaded into this report.

The South Carolina Court of Appeals

Randal K. Freeman, Appellant,

v.

David Bryan Trapp, Respondent.

Appellate Case No. 2024-000283

ORDER

After careful consideration and review of the undertaking and appeal bond issued by the circuit court on August 29, 2024, we grant Appellant's motion for a stay of the eviction while this appeal is pending. Appellant must comply with the terms of the bond, namely the payment of \$1600 in rent to the Sumter County Summary Court, on the 10th of each month, beginning September 10, 2024. Failure to comply with the terms of the bond will result in the lifting of the stay.

We deny Appellant's motion for "injunction and restraining order" and "claim for damages" because Appellant must first seek such relief in the circuit court or magistrate's court. We deny Appellant's request for a further extension to serve and file his initial brief. Appellant's brief shall be served and filed within thirty days or this appeal will be dismissed.



FOR THE COURT

Columbia, South Carolina

FILED
Aug 29 2024

cc:

Randal K. Freeman

Christopher Ryan Jay, Esquire

James Benjamin Cahill, Esquire
B. Keith Griffin, Esquire
The Honorable Kristi F. Curtis
The Honorable Bryan K. Griffin
The Honorable James C. Campbell

RECEIVED

Feb 18 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

R.Ferrell Cothran, Jr., Circuit Court Judge

Case No. 2024-CP-43-000366

Randal K Freeman,

Appellant,

v.

David Bryan Trapp,

Respondent.

PROOF OF SERVICE

I certify that I have served the a copy of the MOTION FOR EMERGENCY INJUNCTION AND RESTRAINING ORDER on David Bryan Trapp by depositing a copy of it in the United States Mail, postage prepaid, on February 18th, 2025, addressed to his attorney of record, J.Benjamin Cahill, Curtis & Croft, LLC 325 West Calhoun Street, Sumter SC 29150.

February 18th, 2025

/s/Randal K Freeman
Randal K Freeman
8 Warren Ct
Sumter SC 29150
(224) 407-1660