

and to pay on the back rent at a reasonable amount every month. Judge Alex Hyman set a bond for 22,905.00 which if I could pay all of that in full then it wouldn't be any reason to have any court hearings. Despite what Morgan R Dunn feels as though I'm abusing the system which isn't true but at this point, I would like for the Appeal Court to step in and enforce their court order for an Undertaking to be ordered. I have until April 1, 2025, to pay 22,905.00 or my appeal will be dismissed. In Dec 2024 I had come up with a payment arrangement with Ms. Jen Dixon Property Manager of Moorland Reserve which she agreed upon so she would have something to present to the court but when we went to court on Jan 11, 2025 they didn't let Ms. Dixon speak to present what we had discuss but Ms. Dixon did state that she didn't know if they would let her speak because she was new with this management company and really didn't know they operated in these hearings. I'm not trying to walk away from not paying or trying to be homeless life just thru a monkey wrench in my job. Please see attached Appeal Court Order, Circuit Order and copy of Undertaking Order form that wasn't done. Also I had sent over copies of the dates and times of the different amounts that keep popping up in the portal which I had tried to address with the court but neither one of the Judges wanted to hear which clearly states in the Law that a discrepancy in any amount is reason to appeal a Judge's order.

/s/ Djuan Holland March 24, 2025

843-385-8098

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)
)
Moorland BTR LLC)
)
Plaintiff(s)/Respondent,)
)
vs.)
)
Djuan Holand,)
)
)
)
Defendant(s)/Appellant.)

**IN THE COURT OF COMMON PLEAS
CASE NO.: 2025-CP-26-00230**

**ORDER SETTING BOND TO STAY
EXECUTION ON APPEAL FOR
APPELLATE CASE NO. 2025-000343**

This matter came before this Court on March 10, 2025, after Plaintiff(s)/Respondent(s) (hereinafter “Respondent”) filed an application for ejection (eviction) action against Defendant/Appellant (hereinafter “Appellant”) (2024CV261094268), resulting in the magistrate court ruling in favor of Respondent, thereafter Appellant appealed said magistrate court ruling to the circuit court (2025CP2600230), thereafter Appellant defaulted on the bond payments ordered by the magistrate court on February 13, 2025 resulting in the magistrate court ruling/ordering the dismissal of said appeal. Thereafter Appellant appealed said magistrate court ruling to the court of appeals (2025-000343) resulting in the Court of Appeals issuing an order on or about February 27, 2025, which ordered that “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. We remand this case to the circuit court for a hearing on whether to grant Appellant an appeal bond.” Respondent appeared with counsel, Morgan R. Dunn. Appellant also appeared for the hearing.

After hearing from Respondent’s counsel and Appellant, I find the following:

1. Appellant shall pay Respondent an appeal bond in the amount of \$22,905.75, payable via certified funds, to Respondent by or before April 1, 2025; and

2. If Appellant shall fail to comply with these terms of appeal bond, this Court shall dismiss the appeal(s) of Appellant and facilitate issuance of a warrant of ejectment so Respondent shall be placed in full possession of the premises for which the eviction has been sought.

IT IS SO ORDERED.



Horry Common Pleas

Case Caption: Djuan Holland VS Moorland BTR LLC , defendant, et al

Case Number: 2025CP2600230

Type: Order/Other

15th Circuit Resident Judge

s/ B. Alex Hyman

I declare under penalty of perjury that the foregoing is true and correct.

(Signature of Surety)

(Signature of Surety)

ORDER

The above undertaking by surety(ies) is hereby approved by this court.

Dated: _____

MAGISTRATE

The South Carolina Court of Appeals

Djuan Holland, Appellant,

v.

Moorland BTR LLC, Respondent.

Appellate Case No. 2025-000343

ORDER

On February 26, 2025, Appellant filed a notice of appeal from an order issued by the Honorable B. Alex Hyman dismissing her appeal of a magistrate's order of eviction. 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 a copy of the circuit court's written order regarding her motion for a stay within ten days of receiving notice of the ruling. Further, Appellant shall provide this court with status updates in writing every thirty days. 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.

On February 26, 2025, Appellant filed a motion to proceed *in forma pauperis*, stating she is indigent. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *See Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Appellant has the burden of showing her entitlement to

this relief, but she has not done so. Therefore, Appellant's motion is denied. The filing fee must be paid within fifteen days of the date of this order. Failure to provide the filing fee will result in dismissal of the appeal.



FOR THE COURT

Columbia, South Carolina

cc:

Djuan Holland

Moorland BTR LLC

Honorable B. Alex Hyman

Honorable Christopher J. Arakas

Renee Elvis

FILED
Feb 26 2025

RECEIVED

Mar 24 2025

SC Court of Appeals

The State of South Carolina
In The Court of Appeals

Appeal From Horry County
Court of Commons Pleas

B. Alex Hyman, Circuit Court Judge

Appellant Case No 2025-000343

Case No 2025-CP-26-00230

Djuan Holland vs Appellant
139A Moorland Reserve Pl
Myrtle Beach, SC 29579

Morgan R Dunn Respondent Attorney
POB 62975
North Charleston SC 29419

Certificate of Service

I certify that I have served the Attorney for Respondent Morgan R Dunn a copy of my Emergency Hearing on Motion to Stay by depositing a copy of it in the United States Mail, pre- paid postage, on March 25, 2025 to Morgan R Dunn c/o Brownlee Whitlow & Pracet, PLLC to POB 62975, North Charleston SC 29419.

/s/ Djuan Holland

/s/ Djuan Holland March 24, 2025

843-385-8098

The State Of South Carolina
In The Court Of Appeals

Appeal From Horry County

Court of Common Pleas

Appellant Case No. 2025-00034

Case No. 2025-CP-26-00230

Emergency Hearing on Motion to Stay

/s/ Djuan Holland March 25, 2025

