

THE SUPREME COURT OF THE UNITED STATES

**RUFUS RIVERS AND MERLE RIVERS, PRO SE
PETITIONERS**

**1429 LEGRAND SMOAK STREET
CORDOVA, SOUTH CAROLINA, 29039**

VS.

**JAMES SMITH, JR.
ATTORNEY OF RECORD
KATHLEEN McDANIEL, ESQ.
P.O. BOX 1929
COLUMBIA, SOUTH CAROLINA, 29202**

RECEIVED

Mar 27 2025

S.C. SUPREME COURT

SUPREME COURT CASE NO. 2023-01318

EMERGENCY MOTION TO STAY ENFORCEMENT OF EJECTMENT ORDER

TO: The Honorable John Roberts, Chief Justice for the Fourth judicial circuit,

We, Rufus Rivers and Merle Rivers, respectfully submit this Emergency Motion to Stay Enforcement of the ejectment order issued by the Magistrate's Court and reinstated by the South Carolina Supreme Court, pending this court's disposition of my Writ of Certiorari.

BACKGROUND

- 1. The Magistrate's court of Orangeburg, South Carolina issued an ejectment order on 10/17/2018.**
- 2. That order was appealed, reversed by the South Carolina Court of Appeals, and subsequently reinstated by the South Carolina Supreme Court on 02/19/2025.**
- 3. A petition for rehearing is pending with the South Carolina Supreme Court.**
- 4. I am currently filing a Petition for Writ of Certiorari with this court, raising substantial questions concerning constitutional violations and due process.**

LEGAL GROUNDS FOR STAY

- 5. Enforcement of the ejectment order will cause irreparable harm to the Petitioners, including loss of residence and undue hardship.**
- 6. This case presents serious and substantial federal issues warranting this court's review as outlined in the Writ of Certiorari.**

RELIEF REQUESTED

Relief is unavailable from the lower courts, as the South Carolina Supreme court has not acted on the pending rehearing and the lower courts have not acted on the Motion to Stay and hearing request.

WHEREFORE, Petitioners respectfully request that:

1. This Honorable Court issue an Order staying the ejection order issued by the Magistrate' Court of Orange burg County, South Carolina, pending the resolution of the Petition for Certiorari and any subsequent proceedings.
2. This Court grants any other relief it deems just and proper

Respectfully submitted,



Rufus Rivers, pro se



Merle Rivers, pro se

CERTIFICATE OF SERVICE

We hereby certify that on 03/25/2025, we served a copy of this Motion to Stay Enforcement on James Smith, Jr. through his attorney of Record Kathleen McDaniel through email kmcdaniel@burnetteshutte.law and depositing same in the U. S. Mail.

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