

The South Carolina Court of Appeals

Jazzime Stevens, Arthur Braxton, Plaintiffs,

Of Whom Jazzime Stevens is the Appellant,

v.

Amazing Grace Investments, Respondent.

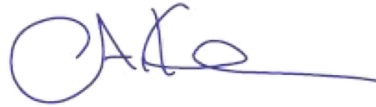
Appellate Case No. 2024-001844

ORDER

On February 18, 2025, the court dismissed this appeal because Appellant failed to provide this court with a status update as requested by this court's order dated October 31, 2024, and letter dated January 16, 2025. Appellant then filed a motion to reinstate the appeal and a motion to stay the writ of eviction issued February 24, 2025, asserting she provided a status update to this court using the wrong email address and providing a status update. After careful consideration, we granted Appellant's motion to reinstate the appeal, temporarily granted Appellant's motion to stay the writ of eviction issued February 24, 2025, and remanded this case to the circuit court for an expedited hearing on Appellant's motion to stay and determination of any appeal bond.

The circuit court held a hearing "as mandated by the South Carolina Court of Appeals." On May 5, 2025, the circuit court issued an order affirming the magistrate court's writ of ejection and ordering the magistrate court to proceed with execution of the writ of ejection without further delay but did not address Appellant's motion to stay pursuant to section 27-40-800(f)(1) of the South Carolina Code. On May 22, 2025, Appellant moved this court for a stay. After careful consideration, we vacate the circuit court's May 5, 2025 order because this matter was remanded for consideration of Appellant's motion to stay and determination of an appeal bond only. We remand this matter again and we direct the circuit court to hold an expedited hearing on Appellant's motion to stay and determine the amount of an appeal bond. *See* S.C. Code Ann. § 27-40-800(f)(1)

("Upon appeal to the Supreme Court or to the court of appeals, it is sufficient to stay execution of a judgment for ejection 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. The judge of the court having jurisdiction shall order stay of execution upon the undertaking."). We remind Appellant that Appellant shall provide this court with status updates in writing every thirty days. Further, Appellant shall provide this court with a copy of the circuit court's order ruling on the motion to stay and request for an appeal bond within ten days of receiving notice of the order. Appellant's failure to provide this court with status updates every thirty days or to provide this court with the circuit court's ruling within ten days of receiving notice of the order will result in dismissal of this appeal.



FOR THE COURT

Columbia, South Carolina

cc:

Jazzime Stevens

Jason Robert Graves, Esquire

The Honorable Robert J. Harte

The Honorable Courtney Clyburn Pope

The Honorable Walton J. McLeod

FILED
May 22 2025
