

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF HORRY	)	CIVIL ACTION NO. 2024-CP-26-04912
	)	
Chunyan Gu,	)	
	)	
Plaintiff/Appellant,	)	
	)	
v.	)	
	)	
Sunshine Rental Properties,	)	
	)	
Defendant/Respondent.	)	
	)	

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SC Court of Appeals

ORDER DENYING APPEAL

THIS MATTER was before the Court on Wednesday, April 16, 2025, at 1:30 p.m., via the Court's Cisco WebEx Video Conference System, pursuant to Appellant's Appeal of the Hon. Chris Arakas' Order in 2023CV261093929, from the Horry Cuntly Magistrate Court.

Participating in the hearing was Appellant; and Douglas M. Zayicek, Esquire, attorney for Respondent. For the reasons stated below, Appellant's Appeal is denied, and Judge Arakas' Order affirmed.

First, Appellant's Appeal is untimely. Pursuant to SC Code Ann. 18-7-20, an appeal from Magistrate Court must be filed within 30 days of written notice of the Order. Appellant's Appeal states she received Judge Arakas' Order on June 15, 2024. However, this appeal was not filed until July 19, 2024, more than 30 days thereafter.

Second, Appellant did not allege or present any evidence under SC Code Ann. 18-7-10, et seq. warranting reversal of Judge Arakas. Disagreeing with the Magistrate's Court decision is not the basis of overturning the Magistrate's decision. Appellant produced no documentation, nor

alleged any facts or circumstances, showing the Magistrate's decision was defective or incorrect in any way. Without some clear error being shown, this Court will not substitute its judgment for that of the Magistrate.

Therefore, Appellant's appeal is denied, and the Magistrate's decision affirmed.

IT IS SO ORDERED!

[PREPARED FOR ELECTRONIC SIGNATURE]



Horry Common Pleas

Case Caption: Chunyan Gu VS Sunshine Rental Properties

Case Number: 2024CP2604912

Type: Order/Other

So Ordered

s/ The Honorable Michael G. Nettles #2140

Renee N. Elvis
Horry County Clerk of Court
PO Box 677
Conway, SC 29528-0677
BNB

D/S AUTH 530
CHARLOTTE NC

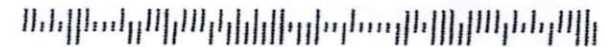


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