

The South Carolina Court of Appeals

Latausha Vanderhall, Appellant,

v.

Alisha Murray, Respondent.

Appellate Case No. 2025-001231

ORDER

On June 26, 2025, this court remanded Appellant's motion to stay the circuit court's order during the pendency of her appeal to the circuit court for consideration. On July 14, 2025, the circuit court issued an order granting Appellant's motion to stay and requiring a surety bond of \$9,000. On August 4, 2025, Appellant filed a second motion to stay, stating she is "obtaining the surety bond." After careful consideration, we take no action on Appellant's motion to stay because this court previously remanded her motion to the circuit court and the circuit court issued a decision. If Appellant is seeking additional time to comply with the circuit court's order, then her request is more properly before the circuit court.

Also, on August 4, 2025, Appellant filed a motion for continuance because she is seeking counsel. Further, she requested this court appoint counsel to represent her. After careful consideration, we deny Appellant's request for this court to appoint counsel to represent her. *See* Rule 608(g), SCACR (providing that counsel should not be appointed for an indigent unless the indigent has a right to appointed counsel under the state or federal constitution, a statute, a court rule, or the case law of this state); *Ex parte Dibble*, 279 S.C. 592, 310 S.E.2d 440 (Ct. App. 1983) (holding there is no constitutional right to counsel in civil cases). However, we hold this appeal in abeyance for thirty days from the date of this order to allow Appellant an opportunity to retain counsel. If we do not receive a notice of appearance from counsel at the conclusion of the abeyance period, we will presume Appellant is representing herself on appeal.

Finally, on August 4, 2025, Appellant filed a motion for relief from judgment in which she asked for relief from the magistrate's issuance of a notice to quit based on a lack of jurisdiction. This court's July 24, 2025 order denied a similar motion in which Appellant requested this court vacate the magistrate's issuance of a notice to quit based on a lack of jurisdiction, explaining that matter would need to be addressed after full briefing on the merits. Appellant's current motion for relief from judgment seeks rehearing of this court's July 24, 2025 order. Therefore, after careful consideration, we take no action on this motion. *See* Rule 221(c), SCACR ("The appellate court will not entertain petitions for rehearing on a motion or petition unless the action of the court on the motion or petition has the effect of dismissing or finally deciding a party's appeal.").

A handwritten signature in black ink, appearing to be "A. Davis", is written over a horizontal line.

FOR THE COURT

Columbia, South Carolina

cc:

Latausha Vanderhall
Alisha Davis

FILED
Aug 12 2025