

**IN THE COURT OF APPEALS
STATE OF SOUTH CAROLINA**

McINTYRE, SYLECIA, Appellant
v.
WESTWOOD TOWNHOMES, Respondent

RECEIVED

OCT 13 2025

SC Court of Appeals

From: Magistrate Court No. 2025CV4210301403
Appeal No.: 2025-CP-42-04002

MOTION TO STAY ENFORCEMENT PENDING APPEAL

Appellant, Sylecia McIntyre, respectfully moves this Honorable Court, pursuant to Rule 241, SCACR, for an Order staying all enforcement proceedings and execution of judgment arising from the above-referenced action pending resolution of the Appellant's active Motion to Vacate Appellate Dismissal and reinstatement of appeal.

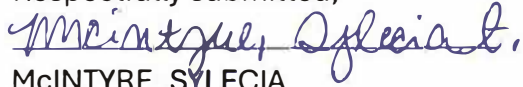
1. On October 10, 2025, the Circuit Court entered an Order dismissing the appeal for failure to post bond under S.C. Code Ann. § 27-37-130.
2. Appellant has since tendered the required bond amounts as set forth in the magistrate's order—\$1,081 original bond and \$631 monthly payments for September and October—bringing the matter into full compliance.
3. Appellant has also filed a Motion to Vacate Appellate Dismissal seeking reinstatement of the appeal, supported by affidavits of tender and proof of bond payment.
4. Absent a stay, enforcement of the underlying writ of ejectment will cause irreparable harm to Appellant and render any subsequent appellate relief moot, contrary to the purpose of Rule 241, SCACR.
5. Appellant seeks only to preserve the status quo pending the Court's review and determination of the Motion to Vacate and any reinstated appellate proceedings.

WHEREFORE, Appellant respectfully requests that this Honorable Court:

(a) Issue an immediate stay of enforcement of the writ or judgment pending disposition of the Motion to Vacate Appellate Dismissal; and

(b) Grant such other equitable relief as justice may require.

Respectfully submitted,

Handwritten signature in blue ink, appearing to read "McIntyre, Sylecia E." with a stylized flourish at the end.

McINTYRE, SYLECIA

Agent and Appellant

1855 E Main Street

Spartanburg, SC 29307

(864) 788-3274

Date: October 13, 2025

Motion to Stay Enforcement of Writ Pending Appeal

Magistrate Court Case No. 2025CV4210301403

Court of Common Pleas Appeal Case No. 2025-CP-42-04002

Filed by: McIntyre, Sylecia – Appellant, Agent

Date: October 13, 2025

COMES NOW the Appellant, McIntyre, Sylecia, respectfully moving this Honorable Court to issue a Stay of Enforcement of Writ of Eviction pending appeal, and in support thereof states as follows:

1. The Appellant has an active appeal currently docketed under Case No. 2025-CP-42-04002 in the Court of Common Pleas, arising from Magistrate Court Case No. 2025CV4210301403.
2. On or about October 13, 2025, a Writ of Eviction was issued by the Magistrate Court prior to acknowledgment of Appellant's tender of the required bond.
3. On October 13, 2025, the Appellant tendered full bond compliance in good faith, including the original amount of \$1,081.00, along with additional concurrent payments of \$631.00 for September 2025 and \$631.00 for October 2025, thereby satisfying all financial obligations under the Magistrate's bond order.
4. The Appellant has acted diligently and in full compliance with the Court's bond requirements and now seeks a temporary stay to prevent enforcement of the Writ of Eviction while the appeal is reinstated and reviewed on its merits.
5. Issuing this stay will not prejudice the Appellee, as the Appellant has fully satisfied the bond and demonstrated good faith compliance with all procedural and financial obligations.

WHEREFORE, Appellant respectfully requests that this Honorable Court:

- (a) Issue an immediate Stay of Enforcement of Writ of Eviction pending full appellate review; and
- (b) Grant such other and further relief as the Court deems just and proper.

Respectfully submitted,



McIntyre, Sylecia

Appellant, Agent



Spartanburg Magistrate
Court Region #2
4224 Hwy 9
Boiling Springs, SC 29316

Affidavit of Bond Payment

Magistrate Court Case No. 2025CV4210301403

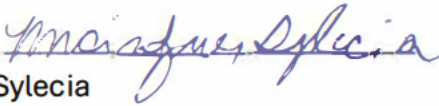
Court of Common Pleas Appeal Case No. 2025-CP-42-04002

October 12, 2025

I, Sylecia McIntyre, being duly sworn, hereby declare under penalty of perjury that the following is true and correct to the best of my knowledge:

1. I am the Appellant in the above-captioned matter.
2. This affidavit is made in support of the payment of appeal bond obligations as ordered by the Magistrate Court in connection with the appeal of Case No. 2025CV4210301403.
3. On this date, October 13, 2025, I have tendered the amount of \$1,081.00, accompanied by additional payments of \$631.00 for September 2025 and \$631.00 for October 2025, representing full compliance with the Magistrate's bond order.
4. Said amounts are made in good faith and collectively bring the case into full compliance with the Magistrate's appeal bond requirements.
5. This affidavit is made to document lawful tender and demonstrate good faith standing for continuation of the appellate process.

FURTHER AFFIANT SAYETH NAUGHT.

Signature: 
McIntyre, Sylecia
Appellant, Agent

Date: October 12, 2025

Exhibit A

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD UP TO LIGHT TO VIEW

Western Union WESTERN UNION FINANCIAL SERVICES INC. - ISSUER - Denver, Colorado **MONEY ORDER**
 Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

Walmart 22-103831062

A 363453 D 101325
 T 0830 359
 221038310623 L 002806

\$ 1000.00

PAY EXACTLY ONE THOUSAND DOLLARS AND NO CENTS

PAY TO THE ORDER OF Spartanburg magistrate court 2 PAYMENT FOR/ACCT. #

925 Wesley Court Unit 28 PURCHASER'S ADDRESS Meintzen Salkia PURCHASER'S SIGNATURE

MOBILE DEPOSIT PROHIBITED

⑆ 0 2 1 0 0 4 0 0 ⑆ 4 0 2 2 1 0 3 8 3 1 0 6 2 3 ⑆

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD UP TO LIGHT TO VIEW

Western Union WESTERN UNION FINANCIAL SERVICES INC. - ISSUER - Denver, Colorado **MONEY ORDER**
 Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

Walmart 22-103831064

A 363453 D 101325
 T 0831 359
 221038310641 L 002806

\$ 631.00

PAY EXACTLY SIX HUNDRED THIRTY-ONE DOLLARS AND NO CENTS

PAY TO THE ORDER OF Spartanburg magistrate court 2 PAYMENT FOR/ACCT. #

925 Wesley Court Unit 28 PURCHASER'S ADDRESS Meintzen Salkia PURCHASER'S SIGNATURE

MOBILE DEPOSIT PROHIBITED

⑆ 0 2 1 0 0 4 0 0 ⑆ 4 0 2 2 1 0 3 8 3 1 0 6 4 1 ⑆

THIS DOCUMENT CONTAINS A TRUE WATERMARK - HOLD UP TO LIGHT TO VIEW

Western Union WESTERN UNION FINANCIAL SERVICES INC. - ISSUER - Denver, Colorado **MONEY ORDER**
 Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

Walmart 22-103831063

A 363453 D 101325
 T 0830 359
 221038310632 L 002806

\$ 712.00

PAY EXACTLY SEVEN HUNDRED TWELVE DOLLARS AND NO CENTS

PAY TO THE ORDER OF Spartanburg magistrate court 2 PAYMENT FOR/ACCT. #

925 Wesley Court Unit 28 PURCHASER'S ADDRESS Meintzen Salkia PURCHASER'S SIGNATURE

MOBILE DEPOSIT PROHIBITED

⑆ 0 2 1 0 0 4 0 0 ⑆ 4 0 2 2 1 0 3 8 3 1 0 6 3 2 ⑆

CERTIFICATE OF SERVICE

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

McINTYRE, SYLECIA, Appellant
v.
WESTWOOD TOWNHOMES, Respondent

Magistrate Case No.: 2025CV4210301403
Appeal Case No.: 2025-CP-42-04002

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SC Court of Appeals

I, Sylecia McIntyre, hereby certify that I have this day served a true and correct copy of the attached Motion to Stay Enforcement Pending Appeal upon all parties in the above-captioned action by depositing said copies in the United States Mail, properly addressed and with sufficient postage prepaid as follows:

To the Court:
South Carolina Court of Appeals
Clerk of Court
1015 Sumter Street
Columbia, South Carolina 29201

To Counsel for Respondent:
Ross Buchanan Plyler, Esq.

Attorney for Westwood Townhomes

P.O. Box 10529, Greenville, SC
~~29603~~; office: 1052 N.
Church St. Greenville, SC 29601

Executed this 13th day of October, 2025.

Respectfully submitted,

McIntyre, Sylecia

McINTYRE, SYLECIA

Agent and Appellant

1855 E Main Street

Spartanburg, SC 29307

(864) 788-3274