

The South Carolina Court of Appeals

David Hayes and Brooks A. Hayes, Respondents,

v.

Miranda Mitchum, Appellant.

Appellate Case No. 2025-001820

ORDER

On September 8, 2025, Appellant filed a notice of appeal from a Form 4 circuit court order that indicated it was not the final order. On October 9, 2025, Appellant sought to amend her notice of appeal to include the circuit court's September 29, 2025 final order that (1) granted summary judgment in favor of Respondents on their declaratory judgment action for termination of the contract between the parties; (2) barred and foreclosed Appellant from any right, title, interest and equity of redemption in the mobile home and leased lot; (3) determined the judgment entered in Respondents' favor in the amount of \$25,622.40 through September 5, 2025; and (4) ordered and directed the local sheriff to immediately eject and remove from the mobile home and leased lot all occupants and their personal property.

On October 21, 2025, Appellant moved to stay the September 29, 2025 order pending the appeal. On October 22, 2025, this court temporarily granted Appellant's motion to stay the eviction and money judgment and remanded the matter to the circuit court for an expedited hearing on Appellant's motion to stay and determination of any appeal bonds for the eviction and money judgment. Upon remand, the circuit court set a hearing for November 12, 2025.

On October 27, 2025, Appellant filed a motion titled "Emergency Motion to Waive or Stay Bond and for Review of Lack of Personal Jurisdiction," seeking to stay any requirement for a supersedeas bond during the pendency of the appeal. On November 10, 2025, Appellant sent an email to this court seeking a continuance of the November 12, 2025 circuit court hearing.

To the extent the November 10, 2025 email can be construed as a motion, we take no action because the request is not properly before this court. The October 27, 2025 motion to stay, which we construe as a petition for rehearing of this court's October 22, 2025 order, will be considered by a panel in due course. However, the circuit court hearing scheduled November 12, 2025 shall proceed as ordered.


_____. J.
FOR THE COURT

Columbia, South Carolina

cc:

Miranda Mitchum

Chad D. Shelton, Esquire

John Samuel West, Esquire

Leah Guerry Dupree

The Honorable Thomas J. Rode

FILED
Nov 10 2025