

In the honorable South Carolina Court of Appeals  
Case # 2025-001820  
Miranda Mitchum Appellant  
630 Levee Drive  
Moncks Corner, SC.  
29461

RECEIVED  
Dec 23 2025  
SC Court of Appeals

VS.

David Hayes and Brooks Hayes Respondents  
Attorney for Respondents  
John West  
207 Carolina Ave  
Moncks Corner, SC  
29461

Expediated motion to waive  
Supersedeas bond and for stay  
of execution of judgement  
due to constitutional violations and  
lack of proven standing (the circuit  
court erred in granting summary  
judgement because the Respondents  
failed to establish statutory and  
common law standing, A jurisdictional  
prerequisite) that deprived the court  
of subject matter jurisdiction."

To the honorable South Carolina  
Court of Appeals I Miranda Mitchum  
Appellant hereby asserts this motion to  
waive supersedeas bond and for a stay  
of execution of judgement due to 14th  
amendment violations of due process and

lack of proven standing and the legal right to sue over the mobile home and property. The respondents in this case have not proven ownership and foundational fact (ownership by proper title and affidavit) they lack the requisite "injury in fact" and connection to have standing to sue. Because standing is a component of subject matter jurisdiction in South Carolina the court is obligated to ensure that they have authority over the case. Respondents have failed to establish clear title or ownership attached in exhibit is the altered or falsification title with no affidavit or source. It was filed 14 minutes after interlocutory order. The title number was marked out with a black marker. This is attached to this motion. This also was a 14<sup>th</sup> amendment violation of due process. I never got a chance to challenge or see. Attached is also evidence from the lower court that I filed.

Memorandum of authorities and points

The existence of an appeal bond does not cure jurisdictional deficiencies.

The requirement of an appeal bond is a procedural mechanism intended to protect the plaintiff from monetary loss during the pendency of an appeal. It does not, however, confer jurisdiction where none existed initially nor can it validate a judgment that is void for lack of standing. The bond assures potential recovery if the plaintiff had a valid claim to begin with but it cannot create that claim after the fact. Since the plaintiff never proved ownership they had no valid claim. Standing is a fundamental prerequisite to a court's ability to exercise subject matter jurisdiction over a case. The burden rests squarely on the plaintiff to demonstrate they have a personal stake in the outcome and have suffered injury in fact traceable to the defendant. In this case the plaintiff failed to provide

legally sufficient evidence such as proper title and source of title and or affidavit with the title of ownership to prove they were the rightful owner of the home. This failure is not merely a technicality it is a fatal jurisdictional defect. A judgement entered without subject matter jurisdiction is void. South Carolina rules 12(b)(1) SCRPC regards dismissal for lack of subject matter jurisdiction. The relief I am requesting pursuant to the constitution and laws of civil procedure is to waive the supersedeas bond because the judgement is fundamentally flawed and void. My request is alligned with the law. The underlying judgement is void due to lack of subject matter jurisdiction and standing. Thank you your honour.

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