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**Jan 02 2026**

**SC Court of Appeals**

**The South Carolina Court of Appeals**

Sylecia McIntyre, Appellant,

v.

Westwood Town Homes, Respondent.

**Appellate Case No. 2025-002087**

**MOTION FOR DEFAULT AND FOR IMMEDIATE EMERGENCY INJUNCTIVE RELIEF**

COMES NOW the Appellant, Sylecia McIntyre, pro se, and respectfully moves this Honorable Court for default and immediate emergency injunctive relief pursuant to Rule 240, SCACR, and the Order of this Court filed December 19, 2025, which requested a return to Appellant's Emergency Motion for Injunctive Relief.

**GROUNDINGS FOR RELIEF**

1. On December 19, 2025, this Court issued an Order requesting a return to Appellant's Emergency Motion for Injunctive Relief within ten (10) days.
2. Respondent has failed to file or serve any return, response, or opposition within the time permitted or thereafter.
3. On January 1, 2026, Appellant issued Notices of Default to Respondent and Respondent's counsel by post-regular mail following continued non-response.
4. Respondent's failure to respond constitutes non-opposition and procedural default, and ongoing conduct continues to cause irreparable harm to Appellant.
5. Essential utility services remain under threat of interruption, and Appellant reasonably expects further shutoff within five to seven business days based on prior conduct and patterns.
6. Immediate relief is required to preserve the status quo and protect the subject matter of this appeal.

**REQUEST FOR RELIEF**

WHEREFORE, Appellant respectfully requests that this Court:

- A. Deem Respondent in default as to the Emergency Motion for Injunctive Relief;
- B. Grant immediate emergency injunctive relief;
- C. Issue any further orders necessary to prevent irreparable harm and enforce this Court's authority.

Respectfully submitted,



Sylecia McIntyre

Authorized Agent / Appellant

January 2, 2026

**AFFIDAVIT OF DEFAULT AND IMMINENT UTILITY HARM**

**STATE OF SOUTH CAROLINA  
Court of Appeals  
Appellate Case No: 2025-002087**

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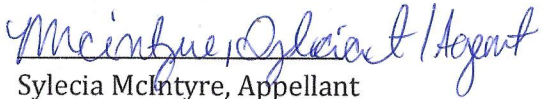
I, Sylecia McIntyre, being duly sworn, state as follows:

1. I am the Appellant in the above-captioned matter pending before the South Carolina Court of Appeals, Appellate Case No. 2025-002087. I make this Affidavit based upon my personal knowledge and am competent to testify to the matters stated herein.
2. On December 19, 2025, the South Carolina Court of Appeals issued an Order denying in forma pauperis status and directing the Appellant to submit a return to the Emergency Motion for Injunctive Relief within ten (10) days of the date of the Order.
3. On January 1, 2026, after confirming that no response, cure, or good-faith communication had been received from Respondent Westwood Townhomes or its agents, I issued formal Notices of Default by United States mail regarding continued interference with essential services, failure to cure prior violations, and ongoing retaliatory conduct.
4. The Notices of Default were issued following repeated prior notices, tenders, estate fee schedules, affidavits, and requests for compliance, all of which remain unanswered as of the date of this Affidavit.
5. Based on Respondent's established course of conduct, prior utility shutoffs, and refusal to honor lawful presentments, I reasonably anticipate another interruption or shutoff of essential water service within five (5) to seven (7) business days.
6. This anticipated utility interruption is not speculative. It is grounded in Respondent's documented past actions, including prior utility disconnections, failure to communicate with the utility provider in good faith, and retaliatory measures taken during the pendency of this appeal.
7. The loss of essential water service would immediately endanger the health, safety, and habitability of the household and would cause irreparable harm for which no adequate remedy at law exists.
8. Immediate intervention by this Court is necessary to preserve the status quo, prevent irreparable harm, and ensure meaningful appellate review.

9. This Affidavit is submitted in support of Appellant's Motion for Default and Emergency Injunctive Relief pursuant to Rule 240, SCACR, and the Court's December 19, 2025 Order.

I, Sylecia McIntyre, being duly sworn, depose and say that I am the Appellant in the above-captioned matter; that I have personal knowledge of the facts stated herein;

I declare under penalty of perjury that the foregoing is true and correct. This affidavit is executed for filing before the South Carolina Court of Appeals in support of emergency relief and to prevent imminent irreparable harm.



Sylecia McIntyre, Appellant

1855 E. Main Street, Suite 14-219

Spartanburg, South Carolina 29307

Phone: 864-788-3274

Sworn this 2 day of January, 2026.

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**CERTIFICATE OF SERVICE**

**South Carolina Court of Appeals – Appellate Case No. 2025-002087**

I certify that a true and correct copy of the following documents was served via U.S. Mail (first-class postage prepaid), on this the 2 day of January, 2026, on the parties listed below:

- Motion for Default and Emergency Injunctive Relief
- Affidavit of Default and Imminent Utility Harm

Submitted to the Clerk of the South Carolina Court of Appeals on this date.

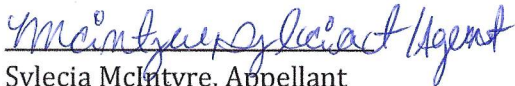
Served To:

Ross B. Plyler, Esq.  
Cassidy Coates Price, P.A.  
P.O. Box 10529  
Greenville, SC 29603  
Counsel for Respondent Westwood Townhomes, Keisha Norris

Spartanburg Water System – Legal Department  
P.O. Box 251  
Spartanburg, SC 29304

**Certification:**

I declare under penalty of perjury that the foregoing is true and correct.



Sylecia McIntyre, Appellant  
1855 E. Main Street, Suite 14-219  
Spartanburg, SC 29307  
Phone: 864-788-3274  
Date: January 2, 2026

**Proof of Service**

I hereby certify that I served a true and correct copy of the following documents:

- Motion for Default on Emergency Injunction;
- Affidavit of Default and Imminent Utility Harm.

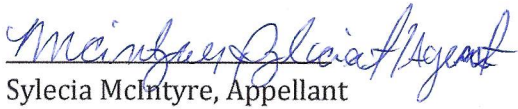
Upon the following parties by depositing same into the United States Mail, with proper postage affixed, on this 2 day of January, 2026:

Spartanburg Water System  
Attn: Legal Department  
P.O. Box 251  
Spartanburg, South Carolina 29304

AND

Cassidy Coates Price, P.A.  
Attn: Ross B. Plyler, Esq.  
P.O. Box 10529  
Greenville, South Carolina 29603  
Counsel for Respondents Westwood Townhomes and Keisha Norris.

I declare under penalty of perjury that the foregoing is true and correct.

  
Sylecia McIntyre, Appellant  
Authorized Agent  
Date: January 2, 2026

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**Cover Letter**

South Carolina Court of Appeals  
Columbia, South Carolina

Re: McIntyre v. Westwood Townhomes, Appellate Case No. 2025-002087

To the Clerk of the South Carolina Court of Appeals,

Please find attached the Motion for Default on Emergency Injunction, together with the supporting Affidavit of Default and Imminent Utility Harm, submitted pursuant to the Court's prior order requiring a return on the injunction.

This filing is made in response to the Court's December 2025 order directing a return. Although In Forma Pauperis status was denied, the injunction itself was not vacated, and a timely Motion for Reconsideration was filed on December 19, 2025, which remains pending. No return has been made by the Respondents.

Accordingly, this Motion seeks entry of default and immediate relief due to ongoing and imminent irreparable harm, including the risk of utility shutoff.

Please accept the enclosed filings submitted in response to the Court's December 19, 2025 Order requesting a return on Appellant's Emergency Motion for Injunctive Relief.

Enclosed for filing are the following:

1. Motion for Default on Emergency Injunction;
2. Affidavit of Default and Imminent Utility Harm;
3. Certificate of Service
4. Proof of Service.

These filings are submitted to preserve the status quo, prevent irreparable harm, and demonstrate non-response by Respondents following proper notice.

Respectfully submitted,

  
Sylecia McIntyre, Appellant

Authorized Agent

Date: January 2, 2026