

**RECEIVED**

**Dec 31 2025**

**SC Court of Appeals**

Sylecia McIntyre, Appellant  
1855 E. Main Street, Suite 14-219  
Spartanburg, SC 29307  
Phone: 803-662-8281  
Date: December 31, 2025

**Clerk of Court**  
**South Carolina Court of Appeals**  
1220 Senate Street  
Columbia, SC 29201

**RE: Amended Notice of Appeal — Continuity of Filing**

**Appellate Case No.:** 2025-002087

**Trial Court Case No.:** 2025-CP-42-04002

Filed Pursuant to Rules 203, 240, and 267, SCACR

**To the Clerk of Court,**

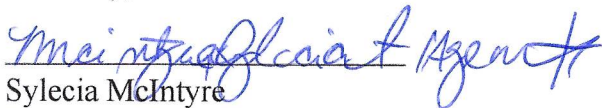
Please accept the attached Amended Notice of Appeal as part of the record in the above-referenced matter.

This submission is made after reviewing the online docket and identifying a missing page that was part of the original filing. This document supplements and clarifies the initial filing in accordance with procedural guidance received following the Clerk's correspondence dated November 24, 2025.

This is not a new filing but a continuation of the appeal already docketed. The amended and consolidated version includes all prior components, now corrected and fully assembled to reflect the complete intent of the original appeal. An updated Certificate of Service is included to reflect new mailing to all relevant parties.

Thank you for your attention and for ensuring the continuity of the appellate record.

Sincerely,



Sylecia McIntyre

Appellant, pro se

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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SC Court of Appeals

**Appellate Case No.:** 2025-002087

Appeal from the Court of Common Pleas

Seventh Judicial Circuit – Spartanburg County

Trial Court Case No.: 2025-CP-42-04002

**AMENDED NOTICE OF APPEAL WITH CONTINUITY AND RULE 240  
DECLARATION**

Comes now the Appellant, Sylecia McIntyre, and hereby submits this AMENDED NOTICE OF APPEAL WITH CONTINUITY pursuant to Rule 203, Rule 240, and Rule 267 of the South Carolina Appellate Court Rules.

This amendment is filed to expressly invoke Rule 240 SCACR, confirming Appellant's request for appellate review in forma pauperis and ensuring full compliance with the Clerk's correspondence dated November 24, 2025.

Appellant appeals from the final order issued by the Honorable Durham Cole, Jr., in the Court of Common Pleas, Seventh Judicial Circuit, Spartanburg County, entered on or about November 17, 2025.

**MATTERS APPEALED**

Appellant appeals all adverse rulings, including but not limited to:

1. Denial of statutory and equitable relief under Title 27 of the South Carolina Residential Landlord-Tenant Act;
2. Failure to address fiduciary tenders, filings, or instruments submitted between June–November 2025;
3. Jurisdictional and procedural errors relating to service, accounting, bond calculation, and evidentiary verification;
4. Omission of subsidy accounting, escrow-related duties, and tenant offset rights;
5. Failure to rule on or acknowledge the emergency TRO request and retaliatory conditions;
6. All prejudicial actions and rulings arising from the underlying ejectment matter.

## **RULE 240 DECLARATION**

Pursuant to Rule 240, SCACR, Appellant affirms that:

She is unable to pay appellate filing fees, transcript fees, or associated costs;

She filed a Motion to Proceed In Forma Pauperis and supporting Affidavit of Indigency;

IFP status was previously granted in the lower court (Case No. 2025-CP-42-04002);

This amended notice of appeal with continuity and rule 240 declaration is necessary to ensure the IFP status attaches to the appellate proceeding.

## **RESERVATION OF RIGHTS**

Appellant reserves the right to supplement the appellate record, submit additional affidavits, and file further memoranda as required under Rule 267 SCACR.

No rights are waived.

Respectfully Submitted,



Sylecia McIntyre, Appellant

1855 E. Main Street, Suite 14-219

Spartanburg, SC 29307

Phone: 803-662-8281

Date: December 31, 2025

**IN THE SOUTH CAROLINA COURT OF APPEALS**

**Appellate Case No. 2025-002087**

Sylecia McIntyre, Appellant,

v.

Westwood Town Homes, Respondent.

**CONSOLIDATED MOTION FOR DECLARATORY CONTINUITY, APPELLATE SUPERVISION, AND WRIT RELIEF UNDER RULE 240 AND RULE 267**

Comes now the Appellant, Sylecia McIntyre, and respectfully moves this Honorable Court, pursuant to Rule 240, SCACR, for leave to proceed in forma pauperis with respect to the following matters already filed or presently pending before the Court:

1. Notice of Appeal;
2. Petition for Declaratory Relief;
3. Petition for Writ of Mandamus;
4. Motions seeking injunctive relief, including emergency and equitable relief;
5. Any related appellate filings, supplements, or proceedings necessary for full review of this matter.

**Grounds for Motion**

1. Appellant was previously granted in forma pauperis status by the Court of Common Pleas in Case No. 2025-CP-42-04002, and her financial condition remains unchanged.
2. Appellant is unable to prepay fees associated with appellate petitions, extraordinary writs, or supplemental filings.
3. Appellant has acted in good faith, timely filed her Notice of Appeal, and now seeks access to all necessary appellate remedies without financial obstruction.
4. Rule 240 expressly authorizes IFP status for appeals, writs, motions, and extraordinary remedies upon showing indigency.

**Relief Requested**

Appellant respectfully requests that the Court:

1. Grant in forma pauperis status as to the Notice of Appeal;
2. Grant in forma pauperis status as to the Petition for Declaratory Relief;
3. Grant in forma pauperis status as to the Petition for Writ of Mandamus;

4. Grant in forma pauperis status as to all motions seeking injunctive or equitable relief already submitted;
5. Extend Appellant's indigency status to all appellate-level proceedings in this matter; and
6. Grant such other and further relief as the Court deems just and proper.

*Sylecia McIntyre*

Sylecia McIntyre, Appellant

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Spartanburg, SC 29307

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**IN THE SOUTH CAROLINA COURT OF APPEALS**

**Appellate Case No.: 2025-002087**

Sylecia McIntyre, Appellant

v.

Westwood Town Homes, Respondent

**SUPPLEMENTAL FILING AND DECLARATION IN SUPPORT OF CONTINUITY RELIEF UNDER RULE 240, RULE 267, AND APPELLATE SUPERVISION**

Comes now the Appellant, Sylecia McIntyre, and submits this Supplemental Filing and Declaration in further support of:

The Amended Notice of Appeal under Rule 203 and Rule 267,

The Consolidated Motion to Proceed In Forma Pauperis under Rule 240 SCACR,

The Notice of Supervisory Intervention,

And all pending petitions for Declaratory Relief and Writ of Mandamus.

**GROUND FOR SUPPLEMENT**

This supplement is submitted in accordance with the appellate record and to clarify that:

1. The October 13, 2025 State Order issued by the South Carolina Court of Appeals was violated by the lower court when it failed to conduct a hearing on the Emergency TRO, despite a filed Show Cause Order identifying self-help eviction activity and violations of law.

2. The lower court erred in fact and law by:

Failing to timely conduct a 10-day TRO hearing as required,

Refusing to adjudicate retaliation, sanitation, and habitability issues as required under S.C. Code § 27-40-710 et seq.,

Ignoring offset rights, submitted tenders, and fiduciary filings raised under Rule 267.

3. This filing also supports Declaratory Relief under Rule 240, as the record reflects systemic due process failures and denial of statutory protections afforded under South Carolina's Residential Landlord-Tenant Act, Title 27.

## **RULE 240 DECLARATION**

Appellant reaffirms that:

She is indigent and unable to prepay appellate costs,

She was previously granted in forma pauperis status in the trial court (Case No. 2025-CP-42-04002),

She seeks to extend Rule 240 protection across all connected petitions and filings at the appellate level,

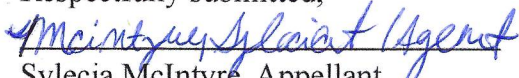
And she now supplements the record to ensure full review is available without procedural bar or financial obstruction.

## **RELIEF REQUESTED**

Appellant respectfully requests that the Court:

1. Accept this supplement and incorporate its content into the pending record;
2. Formally grant the Consolidated Motion to Proceed In Forma Pauperis under Rule 240 SCACR;
3. Extend IFP protections to all current and forthcoming appellate matters arising from this action, including but not limited to:  
Notice of Supervisory Intervention,  
Petition for Declaratory Relief,  
Petition for Writ of Mandamus;
4. And grant such further relief as the Court deems just and proper.

Respectfully submitted,

  
Sylecia McIntyre, Appellant

1855 E. Main Street, Suite 14-219

Spartanburg, SC 29307

Phone: 803-662-8281

Date: December 31, 2025

**IN THE SOUTH CAROLINA COURT OF APPEALS**

**Appellate Case No. 2025-002087**

Sylecia McIntyre, Appellant

v.

Westwood Town Homes, Respondent

**[PROPOSED] ORDER GRANTING CONSOLIDATED MOTION FOR RELIEF AND CONTINUITY UNDER RULE 240**

Upon consideration of Appellant's Consolidated Motion to Proceed In Forma Pauperis Under Rule 240 for Declaratory Relief, Writ of Mandamus, and Related Appellate Proceedings, and the supporting affidavit and record,

**IT IS HEREBY ORDERED that:**

1. Appellant's Motion to Proceed In Forma Pauperis is GRANTED in full;
2. All filing fees, transcript fees, and related costs associated with Appellant's Petition for Declaratory Relief, Appellant's Petition for Writ of Mandamus, and Any supplemental or procedural filings required to complete this appeal are hereby WAIVED pursuant to Rule 240, SCACR;
3. Appellant shall be permitted to proceed without prepayment of costs for the duration of this appeal.

IT IS SO ORDERED.

\_\_\_\_\_  
Judge, South Carolina Court of Appeals

Date: \_\_\_\_\_

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**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I have this day served a true and correct copy of the following pleadings by depositing the same in the United States Mail, properly addressed with first-class postage prepaid, and directed to the attorneys of record as listed below:

Documents Served:

- Amended Notice of Appeal with Continuity
- Supplement to Consolidated Motion for Equitable Relief
- Motion to Consolidate Record and Equitable Considerations
- Proposed Order

**Served Upon:**

Cassidy Coates Price, P.A.  
Attn: Ross Plyler & Tiffany H.  
P.O. Box 10529  
Greenville, South Carolina 29603

I certify that the above-referenced documents were placed in a sealed envelope and deposited with the United States Postal Service on this date.

/s/ Sylecia McIntyre

Sylecia McIntyre, Appellant

1855 E. Main Street, Suite 14-219

Spartanburg, SC 29307

Phone: 803-662-8281

Date: December 31, 2025

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**SC Court of Appeals**

**PROOF OF SERVICE**

I, Sylecia McIntyre, hereby certify under penalty of perjury that I have served a true and correct copy of the following documents:

- Amended Notice of Appeal with Continuity of Relief under Rule 240
- Consolidated Motion for Relief under Rule 240
- Supplemental Filing under Rule 240
- Proposed Order in Support of Consolidated Motion

upon counsel of record by depositing the same in the U.S. Mail, first-class postage prepaid, addressed as follows:

Cassidy Coates Price, P.A.  
Attn: Ross Plyler and Tiffany H.  
P.O. Box 10529  
Greenville, South Carolina 29603

I certify that the above-referenced documents were placed in a sealed envelope and deposited with the United States Postal Service on this date.

/s/ Sylecia McIntyre  
McIntyre, Appellant  
1855 E. Main Street, Suite 14-219  
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