

IN THE COURT OF APPEALS OF SOUTH CAROLINA

107219

Samuel T. Collins, Jr., Steward Trustee
Appellant,

RECEIVED
FEB 11 2026
SC Court of Appeals

v.

West Palmetto Holdings, LLC,
Respondent.

Appellate Case No.: 2025-002352
Lower Court Case No.: 2024-CP-14-00368

EMERGENCY MOTION TO STAY PENDING APPEAL

(and, in the alternative, for Administrative Stay and Expedited Consideration)

Appellant **Samuel T. Collins, Jr.**, respectfully moves this Court, pursuant to **Rule 221 and Rule 262, SCACR**, for an **Emergency Stay Pending Appeal**, and in the alternative for an **Administrative Stay and Expedited Consideration**, and states as follows:

1. Relief Requested

Appellant requests an order **staying execution and enforcement** of the **Writ of Ejectment dated February 6, 2026** (attached as Exhibit A), for the limited purpose of **preserving the status quo** while this appeal remains pending before the Court.

In the alternative, Appellant requests a short **Administrative Stay** sufficient to allow the Court to consider this motion on an expedited basis.

2. Emergency and Irreparable Harm

The writ is subject to immediate execution. If enforced, Appellant will suffer **irreparable harm** through the forced alteration of possession and displacement of the status quo before appellate review can be meaningfully exercised. Once executed, the harm cannot be fully remedied by later appellate relief.

3. Pending Appellate Jurisdiction

This case is currently **pending before the Court of Appeals**. The appellate docket reflects that the appeal remains active and is **awaiting preparation of transcripts**. Enforcement of the writ at this stage risks frustrating appellate supervision and rendering review ineffectual.

4. Jurisdictional Conflict Warranting Immediate Restraint

The writ of ejectment was signed by a **magistrate** despite the matter having proceeded through the Court of Common Pleas and now resting in appellate jurisdiction. Magistrate courts in South Carolina are courts of **limited civil jurisdiction**, including a **\$7,500 jurisdictional ceiling**. Appellant raises this issue solely to place the Court on notice of a **non-discretionary jurisdictional concern** supporting immediate restraint pending review.

5. Balance of Equities and Public Interest

A stay preserves the existing condition of the parties and avoids irreversible harm. The opposing party suffers only delay, while Appellant faces immediate and permanent disruption. The public interest favors orderly appellate process and respect for jurisdictional boundaries.

6. Limited Scope of Request

Appellant does not seek a ruling on the merits of the underlying dispute at this time. The requested relief is **narrowly tailored** to maintain the status quo until appellate review can proceed.

7. Requested Order

Appellant respectfully requests that the Court:

1. **Stay execution and enforcement** of the February 6, 2026 Writ of Ejectment pending further order of the Court; or
2. In the alternative, enter a **temporary Administrative Stay** and order **expedited consideration** of this motion; and
3. Grant such other relief as the Court deems just and proper.

Respectfully submitted,

By: Samuel Tucker Collins Jr.

Samuel Tucker Collins Jr.

Steward Trustee

STCJ Network Revocable Living Trust

Date: January 9, 2026

STATE OF SOUTH CAROLINA)

COUNTY OF CLARENDON)

2024CV1410100503
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

WRIT OF EJECTMENT

West Palmetto Holdings, Llc
C/O Bell Carrington Price & Gregg
339 Heyward Street 2Nd Floor
Columbia, SC 29201
(803) 509-5078

EXHIBIT A

RECEIVED
FEB 11 2026
SC Court of Appeals

PLAINTIFF(S)

Vs
Frank B. Jones Jr.
All Other Occupants
2398 Hotel Street
Alcolu, SC 29001

Samuel T. Collins
2398 Hotel Street
Alcolu, SC 29001

Taurice Collins
2398 Hotel Street
Alcolu, SC 29001

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

Upon Judgment of this Court, rendered on the 21st day of July, 2025, you are hereby Ordered to proceed to the premises located at **All Other Occupants**
2398 Hotel Street
Alcolu, SC 29001.

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. **If the premises appear unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

If after 24 hours following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, **a deputy sheriff may enter the premises** using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

February 03, 2026

Amber D. Witherspoon
Clarendon County Magistrate

Jason C. Thompson, being duly sworn state that:

- I personally served a copy of this Writ on _____, an occupant of the rental unit
- On Feb. 6 2026, at 2:15 PM the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On _____ 20____, at _____, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.
- Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: _____, 20__

81:3:18 2026 FEB 5 - 07:02

Jason C. Thompson
Sheriff/Deputy Sheriff/Constable

Sam Collins Appeal Pending

From STCJNETWORK@proton.me
To jmanning@clarendoncountygov.org

☆ Dec 18, 2025

EXHIBIT B



Hello Jennifer,

Attached below is a screenshot of the case showing that it is still pending in the Court of Appeals. If U are allowed, please foward to me asap a copy of Attorney Page's request for 24 hour writ of ejection. It will help me as ans exhibit in my case.

Once again, Preshate U.

Sam.

Exclusive Equity Disclaimer

This private communication is issued under the jurisdiction of **Exclusive Equity** by the Steward Trustee of the **STCJ NETWORK REVOCABLE LIVING TRUST**. It is a sacred act of trust stewardship made in honor and conscience for the protection of the trust, its res, and beneficiaries.

All content herein is **strictly private, fiduciary in nature**, and not intended for public, commercial, or statutory interpretation. **No jurisdiction, venue, or consent is waived**, unless **expressly granted in writing or spoken word by the Steward Trustee**.

Maxims Acknowledged:

- *Exclusive Equity will not allow a wrong without a remedy*
- *Exclusive Equity sees substance rather than form*
- *Exclusive Equity acts on the conscience of trustees and fiduciaries*

All Equitable Rights Reserved

Certified Under Fiduciary Conscience

— Samuel Tucker Collins Jr.

Steward Trustee

STCJ NETWORK REVOCABLE LIVING TRUST

Sent with [Proton Mail](#) secure email.

335.93 KB 1 file attached



Screenshot (152).png 335.93 KB

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Screenshot (152).png

< 1 of 1 >

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South Carolina Appellate Case Management System
 C-Track, the browser based CMS for Appellate Courts

CLERK'S OFFICE
 SUPREME COURT
 COURT OF APPEALS

Appellate Case No. [input field]

Cases
 Case Search
 Participant Search

Disclaimer: The information and documents available here should not be relied upon as an official record of action. Only filed documents can be viewed. Some documents received in a case may not be available for viewing. Some documents originating from a lower court, including records and appendices, may not be available for viewing.

Case Information: 2025-002352

Court:	Court of Appeals	Classification:	Appeal - Common Pleas - Civil Appeal from Summary Ct.
Short Title:	Samuel T. Collins, Jr. v. West Palmetto Holdings, LLC View Full Title	Case Status:	Pending
Consolidated:			
Filed Date:	11/20/2025	Oral Argument Date:	
Disposition Date:		Disposition Type:	
Remittitur Date:			
Lower Court or Tribunal:	Clarendon (2024CP1400348)		

- Party Information

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- 34% +

Subject

Notice of Pending Appeal and Supervisory Conflict – Request for Supervisory Review Prior to Enforcement
Notice of Pending Appeal and Supervisory Conflict – Request for Supervisory Review Prior to Enforcement

Sheriff Baxley / Civil Process Division,

EXHIBIT C

I write in my capacity as **Steward Trustee** to provide formal notice and request supervisory review prior to any enforcement action concerning the referenced **Writ of Ejectment**.

This correspondence is not intended to obstruct lawful process. Its purpose is to ensure the Sheriff's Office has **actual notice** of a supervisory and jurisdictional conflict that bears directly on whether execution at this time may cause irreversible harm and expose the executing authority to post-execution challenge.

NOTICE OF PENDING APPEAL AND JURISDICTIONAL CONFLICT

1. **Pending Appeal / Superior Court Jurisdiction**

The matter underlying the writ is presently **pending before the South Carolina Court of Appeals**, under Appellate Case No. **2025-002352**. The appellate docket reflects that the appeal has been accepted and remains active, currently awaiting completion of the record (appearing as "waiting on transcripts"). Jurisdiction has therefore attached in the superior court.

2. **Nature of the Order on Appeal**

The ruling under appellate review is the **Order of the Court of Common Pleas**, not an active proceeding before the Magistrate's Court. The magistrate matter was concluded, and the current appellate posture concerns the Common Pleas judge's ruling now under review by the higher court.

3. **Limited Jurisdiction of the Issuing Magistrate**

Magistrates in South Carolina exercise **limited subject-matter jurisdiction**, including a monetary ceiling of **\$7,500** in property-related matters. Issuance of execution affecting possession of property interests exceeding that jurisdictional limit, particularly after the matter has moved through Common Pleas and into appellate review, raises a **jurisdictional question** that warrants supervisory consideration before enforcement.

4. **Effect of Immediate Execution**

Execution of ejectment at this stage would **irreversibly alter possession and the status quo**, potentially impairing the appellate court's ability to afford meaningful review. Once possession is lost and property removed, the injury cannot be undone by later order, even if appellate relief is ultimately granted.

5. **Notice and Supervisory Discretion**

This notice is provided so that the Sheriff's Office is aware of the above circumstances prior to acting. Where notice of a jurisdictional or supervisory conflict exists, execution undertaken without review may later be characterized as wrongful—not because of intent, but because of the effect of acting after notice.

REQUEST

Accordingly, I respectfully request that the Sheriff's Office **pause enforcement or elevate this matter for supervisory review** before proceeding, so that execution does not occur in a posture that could later be challenged as impairing appellate jurisdiction or exceeding lawful authority.

I remain available immediately to provide verification of the appellate docket, copies of the relevant filings, or to respond to any request for clarification.

This notice is provided in good faith, with equitable respect, and solely to ensure that enforcement decisions are made with full awareness of the present procedural posture.

Respectfully,

By: Samuel Tucker Collins Jr.
Samuel Tucker Collins Jr.

Steward Trustee

STCJ Network Revocable Living Trust

January 7, 2026



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

EXHIBIT-D

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

November 24, 2025

Samuel Tucker Collins, Jr.
C/O 2398 Hotel Street
Alcolu SC 29001

Re: Samuel T. Collins, Jr. v. West Palmetto Holdings, LLC
Appellate Case No. 2025-002352

Dear Mr. Collins:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review

10F2

filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

Samuel Tucker Collins, Jr., Appellant,

v.

West Palmetto Holdings, LLC, Respondent.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in blue ink that reads "Catherine Jannin, deputy". The signature is written in a cursive style with a large initial "C".

CLERK

cc: James Martin Page, Esquire

EXHIBIT E

FORM 1
NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

NOV 20 2025

APPEAL FROM Clarendon COUNTY
Court of Common Pleas

SC Court of Appeals

Clifton Newman, Circuit Court Judge

THIS IS NOT A CIVIL
COMPLAINT

Case No. [2024-CP-14-100503]

THIS IS A TRUST RES
AND JURISDICTIONAL
PRAYER FOR IN CHAMBERS
REVIEW STC.

Samuel Tucker Collins Jr., Steward Trustee
STC REVOCABLE LIVING TRUST

Appellant/Respondent,

WEST PALMETTO HOLDINGS

v.

Appellant/Respondent.

NOTICE OF APPEAL

Collins, Sr., Samuel^{TUCKER} appeals the order of the Honorable Clifton Newman dated
(Name) (Judge)
10-23-2025. Appellant received written notice of entry of this order on
(Date)
10-26-2025
(Date)

Date: 20 November 2025

s/ Collins, Samuel Tucker Jr., Steward TTEE

Name: Samuel Tucker Collins Jr.

Address: 2398 Hotel Street
ALCOA, South Carolina 29001

Phone: (803) 410-6608

Email: Sam.Collins07@gmail.com

Appellant

Other Counsel of Record:

Name: _____

Address: _____

Phone: (____) ____ - _____

Respondent/Attorney for Respondent

South Carolina Appellate Case Management System

CLERK'S OFFICE
SUPREME COURT
COURT OF APPEALS

C-Track, the browser based CMS for Appellate Courts

Appellate Case No. ...

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Case Information: 2025-002352

Court:	Court of Appeals	Classification:	Appeal - Common Pleas - Civil Appeal from Summary Ct.
Short Title:	Samuel T. Collins, Jr. v. West Palmetto Holdings, LLC	Case Status:	Awaiting Transcript
	View Full Title		EXHIBIT F
Consolidated:		Oral Argument Date:	
Filed Date:	11/20/2025	Disposition Date:	
Disposition Date:		Disposition Type:	
Remittitur Date:			
Lower Court or Tribunal:	Clarendon (2024CP1400368)		

- Party Information

Appellate Role	Party Name	Former	Attorney(s)
Appellant	Samuel Tucker Collins, Jr.	N	Self Represented
Respondent	West Palmetto Holdings, LLC	N	James Martin Page

Views

Display:

Event Information

Filed Date	Event Information	Doc
01/23/2026	Deficiency - Correction (Motion to Clarify Caption, Motion to Direct Transmission, and Motion to Order Transcript)	
01/14/2026	Deficiency - Deficiency Letter Sent (Motion - Clarify Caption)	
01/14/2026	Deficiency - Deficiency Letter Sent (Motion - Direct Transmission of Sealed Equity)	
01/14/2026	Deficiency - Deficiency Letter Sent (Motion - Order Transcript Late (AMENDED))	
01/09/2026	Motion - Clarify Caption	
01/09/2026	Motion - Direct Transmission of Sealed Equity	
01/09/2026	Motion - Order Transcript Late (AMENDED)	
12/31/2025	Transcript Documents - Transcript Ordered	
12/31/2025	Deficiency - Deficiency Letter Sent (Motion - Order Transcript Late)	
12/31/2025	Correspondence - Outgoing (No Action on Letter from Appellant to Chief Judge Williams)	
12/31/2025	Motion - Order Transcript Late	
12/31/2025	Deficiency - Correction (Notice of Appeal)	
12/22/2025	Correspondence - Incoming (Letter from Appellant to Chief Judge Williams)	
12/22/2025	Correspondence - Outgoing (Time to Order Transcript Expired)	
12/22/2025	Deficiency - Second Deficiency Letter Sent (Notice of Appeal)	
12/04/2025	Deficiency - Partial Correction (Notice of Appeal)	
11/24/2025	Deficiency - Deficiency Letter Sent - Notice of Appeal (Civil) - Initial - Order, Filing Fee	
11/24/2025	Correspondence - Outgoing (Initial Letter)	
11/20/2025	Correspondence - Incoming (List of Documents)	
11/20/2025	Notice of Appeal (Civil) - Initial	

CERTIFICATE OF SERVICE

Pursuant to Rules 221 and 262 of the South Carolina Appellate Court Rules (SCACR), I hereby certify that I have this day served a true and correct copy of the foregoing **Emergency Motion to Stay Pending Appeal** and all accompanying exhibits upon the following: *For Case no. 2025-002352*

Attorney of Record

James Martin Page
339 Heyward Street
2nd Floor
Columbia, South Carolina 29201
(Office # (803) 509-5078

RECEIVED
FEB 11 2026
SC Court of Appeals

Service was affected by certified mail, return receipt requested], and the materials were transmitted contemporaneously with this filing to ensure notice in advance of any enforcement action.

This Certificate of Service is executed in good faith by the undersigned as Steward Trustee for the interest of fairness, notice, and equity in the appellate proceedings.

Dated this 9th day of February, 2026

By: *Samuel Tucker Collins Jr.*

Samuel Tucker Collins Jr.

Steward Trustee

STCJ Network Revocable Living Trust

2398 Hotel Street Alcolu,

South Carolina 29001

Phone: (803 410-6608)

Email: STCJNETWORK@protonmail.me

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Attorney James Martin Page
 339 Heyward Street
 2nd Floor
 Columbia, South Carolina 29201



9590 9402 9600 5121 9699 41

2. Article Number (Transfer from service label)

9589 0710 5270 3762 7178 48

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

- D. Is delivery address different from item 1?** Yes
 If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

CERTIFIED MAIL



9589 0710 5270 3762 7178 48

9589 0710 5270 3762 7178 48

PS Form 3800, January 2023 PSN 7530-02-000-5047 See Reverse for Instructions

Sent To: James Martin Page
 Street and Apt. No., or PO Box No.: 339 Heyward Street 2nd Floor
 City, State, ZIP+4: Columbia, South Carolina 29201

- Postage**
- Extra Services & Fees (check box, add fee as appropriate)
 - Return Receipt (hardcopy) \$
 - Return Receipt (electronic) \$
 - Certified Mail Restricted Delivery \$
 - Adult Signature Required \$
 - Adult Signature Restricted Delivery \$
- Total Postage and Fees** \$

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OFFICIAL USE

CJ NETWORK REVOCABLE LIVING TRUST
 and through Steward Trustee
 muel Tucker Collins Jr.
 398 Hotel Street
 Colu, South Carolina [29001]

Attorney James Martin Page
 339 Heyward Street 2nd Floor
 Columbia, South Carolina 29201

STCJ NETWORK REVOCABLE LIVING TRUST
By and Through ~~Samuel Tucker Collins Jr.~~
Samuel Tucker Collins Jr.
2398 Hotel Street
Alcolu, South Carolina [29001]

CERTIFIED MAIL



9589 0710 5270 3762 7178 55

Retail



29201

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FCM LG ENV
MANNING, SC 29102
FEB 09, 2026

\$11.87

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FEB 11 2026

SC Court of Appeals

South Carolina Court of Appeals
Jenny Abbott Kitchings, Clerk
P.O. Box 11629 / 1220 Senate Street
Columbia, South Carolina 29201