



# The South Carolina Court of Appeals

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April 16, 2026

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:

Enclosed is this Court's order regarding your "Motion to Remand with Temporary Stay Request," filed on February 26, 2026. You must provide this Court with a status update regarding the delivery of the transcript within ten (10) days of the date of this letter or this appeal will be dismissed.

Very truly yours,

A handwritten signature in blue ink that reads "Jay A. Kitching". The signature is written in a cursive, flowing style.

CLERK

cc: James Martin Page, Esquire

# The South Carolina Court of Appeals

Samuel Tucker Collins, Jr., Appellant,

v.

West Palmetto Holdings, LLC, Respondent.

Appellate Case No. 2025-002352

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## ORDER

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On November 20, 2025, Appellant filed a notice of appeal from a circuit court order affirming a magistrate's decision and finding that a writ of possession could be requested.

On February 9, 2026, Appellant filed an "emergency motion to stay pending appeal." Specifically, Appellant moved this court for "an order staying execution and enforcement of the writ of ejectment dated February 6, 2026." No return was filed. On February 23, 2026, this court denied Appellant's motion to stay.

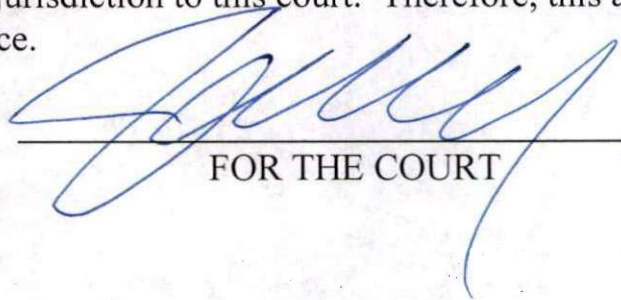
On February 26, 2026, Appellant filed a "motion to remand to circuit court for bond hearing and request for temporary stay pending remand." Appellant stated "[n]o party has yet filed a motion to fix the amount of the supersedeas bond" pursuant to section 18-9-130 of the South Carolina Code (2014).<sup>1</sup> After careful consideration, we deny Appellant's motion. *See* Rule 241(b)(4), SCACR (providing that a judgment directing the sale or delivery of possession of real property is not automatically stayed by the service of the notice of appeal); S.C. Code Ann. § 18-9-170 (2014) ("If the judgment appealed from direct[s] the sale or delivery of possession of real property, the execution of the judgment shall not be stayed unless a written undertaking be executed on the part of the appellant, with

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<sup>1</sup> Section 18-9-130 applies to judgments directing the payment of money. § 18-9-130(A)(1) ("A notice of appeal from a judgment directing the payment of money does not stay the execution of the judgment unless the presiding judge before whom the judgment was obtained grants a stay of execution.").

two sureties, to the effect that during the possession of such property by the appellant he will not commit or suffer to be committed any waste thereon and that if the judgment be affirmed he will pay the value of the use and occupation of the property from the time of the execution of the undertaking until the delivery of possession thereof pursuant to the judgment, not exceeding a sum to be fixed by a judge of the court by which judgment was rendered and which shall be specified in the undertaking.").

Finally, on March 23, 2026, this court sent a letter to the parties explaining the appeal was being held in abeyance because Appellant removed the matter to the federal court. On February 10, 2026, this court learned the federal court dismissed Appellant's matter and returned jurisdiction to this court. Therefore, this appeal will no longer be held in abeyance.

  
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FOR THE COURT J.

Columbia, South Carolina

cc:  
Samuel Tucker Collins, Jr.  
James Martin Page, Esquire

**FILED**  
**Apr 16 2026**