

Aug 03 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPELLATE CASE NUMBER 2024 – 001929

George Jenkins, Barry Heyward, Ulysse Heyward, fluorine Heyward Pinckney, and Eric

Ramsey, claimant, of whom George Jenkins is the Appellant

George Jenkins

Appellant

Versus

Florence Heyward Davis

Respondent

**APPELLANT GEORGE S. JENKINS'S RETURN IN OPPOSITION TO RESPONDENT'S MOTION TO
DISMISS, CANCEL LIS PENDENS, REQUIRE BOND, AND EXPEDITE CONSIDERATION**

Appellant George S. Jenkins, appearing pro se and solely on his own behalf, respectfully submits this Return and requests that Respondent's motion be denied in its entirety.

Respondent's motion was mailed on July 2, 2026, and George S. Jenkins received it on Wednesday, July 8, 2026. By order of the Court, his deadline to file this Return was extended through August 3, 2026, and this Return is timely filed within that extension.

ARGUMENT

I. Respondent has not shown grounds for dismissal.

Rule 263, SCACR, governs computation and extension of time; it does not independently authorize dismissal. Rule 260 addresses dismissal for noncompliance. The Court has granted extensions and accepted filings in this appeal, including the final Record on Appeal. Respondent also acknowledges that her earlier motion to dismiss was denied on April 15, 2026. A history of

corrected deficiencies and court-approved extensions does not, without more, establish a present jurisdictional defect requiring dismissal with prejudice.

II. Any issue concerning the copy served does not justify dismissal with prejudice.

George S. Jenkins served Respondent with a complete copy of the final Record on Appeal substantially identical to the copy filed with the Court.

Rule 210(a), SCACR, requires service of the Record on Appeal and proof of service, but Respondent has not shown that a correctable discrepancy in a physical copy requires dismissal with prejudice. Respondent has notice of the issues and can respond using the complete final Record.

III. Disputed factual claims require competent support.

Under Rule 240(c)(3), SCACR, facts relied upon that are not contained in the Record on Appeal must be supported by affidavits or other documents. Respondent has not established through competent evidence what was placed in the package served, how the alleged discrepancy occurred, or why it prevents a response to the appeal. Characterizations of George S. Jenkins's conduct as deliberate or abusive are disputed and unsupported.

IV. The merits of the appeal should be resolved through appellate review.

Respondent's arguments concerning the power of attorney, deed, wills, probate proceedings, credibility, and summary judgment concern the merits. Those questions should be decided from the appellate briefs and the properly constituted Record on Appeal, not summarily resolved through a procedural motion to dismiss.

V. The Court should disregard new material outside the Record.

Rule 210(h), SCACR, generally limits appellate review to facts appearing in the Record on Appeal. To the extent Respondent's social-media photographs and assertions concerning the

property were not presented to the lower court and included in the Record, they should not be considered. The photographs also do not establish when a condition arose, who caused it, the repair cost, fair rental value, or an appropriate bond amount.

VI. Cancellation of the lis pendens would threaten effective appellate relief.

Respondent has not established grounds to cancel the lis pendens while ownership of the property remains under appellate review. Cancellation could permit a transfer or encumbrance that interferes with effective relief or renders contested issues moot. Rule 241(c)(2), SCACR, directs consideration of preservation of appellate jurisdiction and prevention of mootness; those considerations favor maintaining the status quo.

VII. The \$100,000 bond request does not satisfy Rule 241.

The current rule governing stays and supersedeas in civil actions is Rule 241, SCACR, not Rule 225. Rule 241(d) ordinarily requires an application first to the lower court, followed by a verified petition showing the lower court's ruling or extraordinary circumstances excusing that requirement. Respondent's filing does not demonstrate those prerequisites. Section 18-9-170 concerns judgments directing the sale or delivery of possession of real property; it does not automatically require a \$100,000 cash bond in every property appeal.

Respondent provides no appraisal, repair estimate, rental analysis, tax records, insurance records, or other competent evidence supporting the requested amount. The round figure is speculative and should not be imposed as a barrier to appellate review.

VIII. Respondent has not established sanctions or appellate damages.

Rule 222, SCACR, governs specified taxable appellate costs. Sanctions for an allegedly frivolous or delay-only appeal are governed by Rule 269 and require notice and an adequate

factual basis. Contested legal issues, court-approved extensions, or corrected filing deficiencies do not establish that this appeal was taken solely for delay.

CONCLUSION

George S. Jenkins respectfully requests that the Court deny dismissal, cancellation of the lis pendens, the requested \$100,000 bond, sanctions, damages, costs, and expedited summary disposition; disregard matters outside the Record; and grant such other relief as the Court deems just.

Respectfully submitted,

George S. Jenkins

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Dated: _Aug 3,2026

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CHARLESTON COUNTY

MARY TINKLER
PO BOX 878
CHARLESTON, SC 29402

Received By:

TRTDMR

Receipt Number:

DT.97885

Location:

DTSC

Receipt Year:

2023

Session:

08162023-0-DTSC-TRTDMR

Date Received:

08/16/2023

PAYMENT RECEIPT - DUPLICATE

Type	Description	Balance	Net Tax Renewal/ User Fee	Interest	Fees Penalties	Current Due	Current Paid	Balance Remaining
Real	Bill Number: 10867096 Bill Year: 2022 Effective Pay Date: 08/16/2023 PIN: 2000000041 Primary Owner: HEYWARD FLORINE ALETHIA JENKINS ESTATE OF Property Addr: MAYBANK HWY Property Desc: Subdivision Name -JOHNSON POINT Description -LOT D Site Name -E TAG: 5-1 ST JOHNS FIRE DISTRICT	1,680.70	1,331.05	0.00	349.65	1,680.70	1,680.70	0.00
Real	Bill Number: 10866766 Bill Year: 2022 Effective Pay Date: 08/16/2023 PIN: 2000000117 Primary Owner: HEYWARD FLORINE ALETHIA JENKINS ESTATE OF Property Addr: MAYBANK HWY Property Desc: Subdivision Name -JOHNSON POINT Description -LOT A TAG: 5-1 ST JOHNS FIRE DISTRICT	651.61	436.18	0.00	215.43	651.61	651.61	0.00
Totals:		2,332.31	1,767.23	0.00	565.08	2,332.31	2,332.31	0.00
Tender Information:		Charge Summary:						
VI		2,332.31	Real					2,332.31
Total Tendered		2,332.31	Total Charges					2,332.31

CHARLESTON COUNTY

MARY TINKLER PO BOX 878 CHARLESTON, SC 29402

By Whom Paid:

JENKINS/GEORGE
36 BLAKE STREET APT C
CHARLESTON SC 29403

BALANCE REMAINING	0.00
CHARGES	2,332.31
PAID	2,332.31
OVERBID	0.00
OVERPAYMENT	0.00
CHANGE	0.00



873 Orleans Rd
Charleston, SC, 29407-4843
(843) 571-4746

Terminal: 1572M600MIX01
7/20/2026 09:33
Receipt #: CHSKBZ35004
Type: Purchase

Qty	Description	Amount
22	Self Serve Scan 8.5x11/14, 11x17	12.10
30	Self Serve Scan 8.5x11/14, 11x17	16.50
SubTotal		28.60
County tax		0.86
State tax		1.72
Total		USD \$31.18

Acct #:*****0916
Debit Mastercard
Contactless
Auth No.: 101181
Mode: Issuer
AID: A0000000041010
NO CVM
CVM Result: 1F0302
TVR: 0000008001
IAD:
0414A04301A20000000000000000000000FF
TSI:
ARC: 00
APPROVED

The Cardholder agrees to pay the Issuer
of the charge card in accordance with
the agreement between the Issuer and
the Cardholder.



Tell us how we did and get \$7 off
your next purchase of \$40 or more
print products*

Take the survey by scanning the
QR code below or visit
www.fedex.com/welisten



Offer expires 01/31/2028

***Terms & Conditions**

\$7 off print order of \$40.00 or more. Discount applies to orders placed in a FedEx Office® store or online through Office.FedEx.com. Offer is valid at time of purchase only, no cash value and may not be discounted or credited toward past or future purchases; discount cannot be used in combination with custom-bid orders, other coupons, or discounts, including account pricing. Discount not valid on the following products and services: finishing-only orders; digital, passport or mounted photo; self-service print, fax, scan, or shred; products provided by third party sites not hosted by FedEx Office. Does not apply to packing, shipping, rush, or delivery charges. Does not apply to retail products. No cash value. Offer void where prohibited or restricted by law. Products, services, and hours may vary by location. TM use promo SKU 40269 for Business Printing Services such as FPM. © 2025 FedEx. All rights reserved.*

By submitting your project to FedEx Office
or by making a purchase in a FedEx Office
store, you agree to all FedEx Office terms
and conditions, including limitations
of liability.

Request a copy of our terms and
conditions from a team member or visit
fedex.com/officeserviceterms for details.

Property Number: 2828642

Property Type: Real Estate 0 ROSEBANK RD

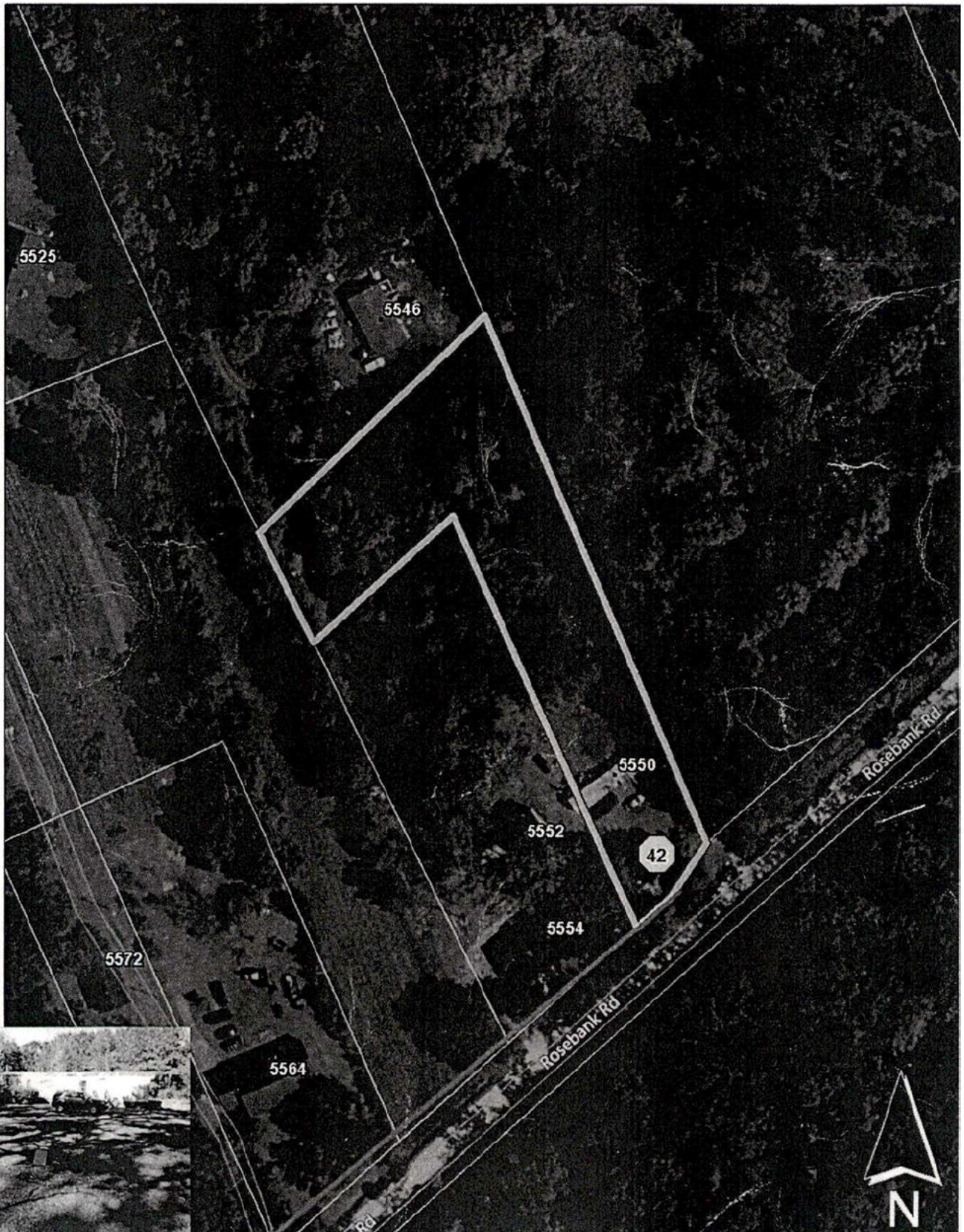


Batch:
22827

Route:
06

Sequence:
42

*The information contained in these maps should not be relied upon as a determination of property ownership or market value. No warranties, expressed or implied, are provided for the positional or thematic accuracy of the data herein, its use, or its interpretation. Conclusions and actions based on this map and its contents are the sole responsibility of the user.





CHARLESTON COUNTY DELINQUENT TAX SALE



2828642

THIS IS TO CERTIFY THAT THE TAX COLLECTOR OF CHARLESTON COUNTY,
SOUTH CAROLINA, HAS THIS DAY SEIZED AND
LEVIED ON: LOT 1

0 ROSEBANK RD

1026 736

TMS 1970000161

AND IMPROVEMENTS, IF ANY, IN

THE NAME OF: HEYWARD FLORINE ALETHIA JENKINS ESTATE OF

36 BLAKE STREET APT C

CHARLESTON, SC 29403

BY VIRTUE OF TAX EXECUTIONS ISSUED AGAINST SAID PROPERTY,
IT WILL BE ADVERTISED AND SOLD TO THE HIGHEST BIDDER AT PUBLIC
AUCTION IN THE MONTAGUE ROOM, CHARLESTON COLISEUM,
5001 COLISEUM DRIVE, NORTH CHARLESTON, SC 29418, BEGINNING
AT 9:00 AM MONDAY, THE 4th DAY OF NOVEMBER, 2024 TO SATISFY THE
TAX EXECUTIONS AND COST(S) FOR THE TAX YEAR(S):

2023

DATE DUE:

11/01/2024

TAX & COST DUE

\$ 751.17

Payment must be by Cash or Certified Check

NO PERSONAL CHECKS ACCEPTED

Office Phone # (843) 202-6576

IF THE TAXES, ASSESSMENTS, PENALTIES, AND COSTS ARE NOT PAID BEFORE THE TAX SALE DATE,
THE PROPERTY MUST BE DULY ADVERTISED AND SOLD FOR DELINQUENT PROPERTY TAXES, ASSESSMENTS,
PENALTIES AND COSTS.

"Seized by person officially charged with the collection of delinquent taxes of Charleston County, South Carolina, to be sold for delinquent taxes"