

The South Carolina Court of Appeals

Lakeview Loan Servicing, LLC, Respondent,

v.

Wendell Don Cooper; Shellbrook Plantation HOA of SC,
Inc.; Regions Bank, Defendants,

of which Wendell Don Cooper is the Appellant.

Appellate Case No. 2026-001649

ORDER

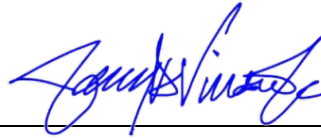
On July 24, 2026, Appellant filed a notice of appeal related to a foreclosure action.¹ On July 26, 2026, Appellant filed a "verified emergency petition and motion to enforce the automatic appellate stay, determine that the August 6, 2026, summary-judgment hearing is a matter affected by the appeal, and cancel or continue the hearing; alternatively, for supersedeas and other protective relief pending appeal" in the circuit court. This motion is still pending. On August 5, 2026, Appellant filed a "verified emergency petition for temporary stay, supersedeas, preservation of the status quo, and determination that the August 6, 2026, summary-judgment proceeding is a matter affected by the pending appeal" in this court.

After careful consideration, we remand this case to the circuit court for an expedited hearing on Appellant's July 26, 2026 petition. *See* Rule 241(d), SCACR (explaining an application for supersedeas must first be made to the lower court which entered the order on appeal). If the circuit court determines a stay is not appropriate, the circuit court may immediately proceed with any other matters before it.

¹ The court requested and is awaiting appealability memorandums as of the date of this order.

Appellant shall provide this court with status updates in writing every thirty days until the circuit court rules on his petition. Further, Appellant shall provide this court with a copy of the circuit court's written order regarding the petition within ten days of receiving notice of the ruling. Upon receipt of the order issued after remand, the non-prevailing party shall determine whether to serve and file an amended notice of appeal or a second appeal. Appellant's failure to provide this court with status updates every thirty days or to notify this court of the circuit court's ruling within ten days of receiving notice of the ruling will result in dismissal of this appeal.

This appeal will not be held in abeyance pending the circuit court's ruling on Appellant's petition.



FOR THE COURT

Columbia, South Carolina

FILED
Aug 05 2026

cc:

Wendell Don Cooper
Merry Celeste Bowers, Esquire
Sarah Oliver Leonard, Esquire
Alan Martin Stewart, Esquire
The Honorable Charles B. Simmons, Jr.
The Honorable Jay Gresham