

STATE OF SOUTH CAROLINA

COUNTY OF SUMTER

2024CV4310106338

CIVIL CASE NUMBER

MAGISTRATE'S COURT

RULE TO VACATE OR SHOW CAUSE (EVICTION)

RECEIVED

IN
SUMMARY COURT
190 E. CANAL ST.
SUMTER COUNTY
SOUTH CAROLINA

DATE 8-6-24
TIME 2:29p

Carolina Mhp
4100 Broad Street Lot 38
Sumter, SC 29154

RECEIVED
IN
SUMMARY COURT
190 E. CANAL ST.

Phone: (803) 468-5700

Vs
Michael Dinkins
1697 Peach Orchard Rd Lot#34
Sumter, SC 29154

SUMTER COUNTY
SOUTH CAROLINA
DATE 12-13-24
TIME 10:02am

PLAINTIFF(S)

Phone:

DEFENDANT(S)

TO Michae Dinkins : Carolina Mhp is asking this Court to evict you from the property located at 1697 Peach Orchard Rd Lot#34 Sumter, SC 29154 because they claim that:

- ☒ You have failed to pay rent when due or demanded in the amount of \$1,590.00
☐ The terms of your tenancy or occupancy have ended.
☐ You have violated the terms or conditions of your lease by:

You the defendant(s) and lessee(s) of the premises listed at the address listed above, and all others, are ordered to vacate the premises immediately pursuant to S.C. Code Ann. §27-37-10 OR contact the:

Sumter Magistrate Court
190 E. Canal Street
Post Office Box 1428
Sumter, SC 29151-1428
(803) 436-2280, FAX 8037746170

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Aug 06 2026

SC Court of Appeals

within ten (10) days of receiving this notice, for the purpose of scheduling a hearing to show why you should not be evicted from these premises.

FAILURE TO VACATE THE PREMISES OR RESPOND WITHIN TEN (10) DAYS MAY RESULT IN THE ISSUANCE OF A WRIT OF EJECTMENT.

12/13/2024

Judge, Sumter Magistrate Court

Personally appeared before me, the undersigned deponent, being duly sworn, says s/he is a person over 18 years of age, not a party or attorney in this action and s/he to serve the Rule to Vacate or Show Cause on Michae Dinkins on the following dates/times:

DATE TIME INITIALS DATE OF SERVICE 12-17-24 TIME OF SERVICE 13:07

1. SETTLED/DATE VACANT/DATE
2. PERSON SERVED & RELATIONSHIP IF NOT DEFENDANT
3. Michael Dinkins

Sworn to and subscribed before me
This _____ day of _____, 20____.

NOTARY PUBLIC OR JUDGE

SIGNATURE OF SERVER

ON I DEPOSITED IN THE UNITED STATES MAIL IN AN ENVELOPE ADDRESSED TO THE DEFENDANT(S) ABOVE WITH FIRST CLASS POSTAGE AFFIXED THERETO. A COPY OF THIS DOCUMENT.

MAGISTRATE'S CLERK

STATE OF SOUTH CAROLINA

COUNTY OF SOUTH

Carroll MHP LLC

PLAINTIFF(S)

VS.

Michael D. Smith

DEFENDANT(S)

2024CV4310106338
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

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APPLICATION FOR
EJECTMENT
Eviction

SC Court of Appeals

Carroll MHP LLC, plaintiff in this action, state that I am the landlord-tenant
premises within the jurisdiction of Magistrate which is described as
address and description of premises - apartment, house, etc. 1697 Peach Orchard Rd Lot 84
South SC 29154

I further state that, with regard to the above-described premises, a landlord-tenant relationship
exists between myself and the defendant. Michael D. Smith, the tenant-lessee, is
evidenced by the following: (Attach lease papers or other written proof.)

Grounds for this ejectment are one or more of the following:

- ☒ The tenant fails or refuses to pay the rent when due or when demanded in the amount
of \$ 1590.00 ; or
☐ The term of tenancy or occupancy has ended; or
☐ The terms or conditions of the lease have been violated as follows:

NO PAYMENT BACK RENT CLOS

Sworn to before me

this 11 day of 12, 2024

Magistrate or Notary Public for South Carolina

My Commission expires 1-25-2034

LEE D. AZEVEDO
Notary Public-State of South Carolina
My Commission Expires
January 25, 2034

PLAINTIFF or his attorney/agent

Address

1100 Broad St #36

City/State/Zip

South SC 29154

Phone Number

803 795 2646

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SC Court of Appeals

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IN
SUMMARY COURT
190 E. CANAL ST.
SUMTER COUNTY
SOUTH CAROLINA

DATE
TIME

8-6-26

TIME

2:00 PM

8/6

RE: S.C. Court of Appeals

Mr. Michael Dinkins
hereby requests the transcript
from the magistrates court.
The Magistrates Court ^{stated} that
Mr. Dinkins never had an
trial to have access to an
transcript. Only a bond hearing
where he requested a trial
on other grounds than the
back pay of rent in which he
paid. Mr. Dinkins receipt
will reflect the same. Therefore
making Civil Case number (2024CV
4310106338) moot once
the defendant paid it within
5 days of the Judges order
in which Mr. Dinkins Did pay
the back pay within the 5 day
time frame. Therefore making
Civil Case Number (2024CV4310106338
moot and the Court with out Subject matter to proceed.

STATE OF SOUTH CAROLINA
COUNTY OF Sumter
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2025CP4302070

RECEIVED

IN
SUMMARY COURT
100 E. CANAL ST.
SUMTER COUNTY
SOUTH CAROLINA

Micheal Dinkins
PLAINTIFF(S)

Carolina Mobile Home Park
DEFENDANT(S)

DATE 8-6-26
TIME 2:20 PM

DISPOSITION TYPE (CHECK ONE)

- ☐ JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☒ DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ☐ ACTION DISMISSED (CHECK REASON): ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ ACTION STRICKEN (CHECK REASON): ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ STAYED DUE TO BANKRUPTCY
- ☐ DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX): ☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

This matter comes before the Court this 16th day of April 2026 from the Court of Appeals by way of Motion for Stay and Request for Appeal Bond. On April 6, 2026, the Court of Appeals remanded this case to the Circuit Court for an expedited hearing pursuant to S.C. Code Ann. § 27-40-800(f)(1).

The eviction was originally filed by Respondent for non-payment of rent. A jury trial was requested by Dinkins and pursuant to South Carolina law, a bond hearing was conducted by Judge W. Mattison Gamble on January 15, 2025. Judge Gamble's Order originally required an initial payment of \$1430.00 within five days of the Order, and \$715.00 per month thereafter. On October 17, 2025, Judge Gamble issued an Order that the October bond payment was not made and authorized the issuance of a Writ of Ejectment. Dinkins was served with the writ and filed an appeal with the Court of Common Pleas.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

☒ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 05/05/2026.

Judge William M Gamble
Micheal Dinkins for Micheal Dinkins
Carolina Mobile Home Park for Carolina Mobile Home Park
Carolina Mobile Home Park for Carolina Mobile Home Park
Micheal Dinkins for Micheal Dinkins

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SC Court of Appeals

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Sumter Magistrate Court

Judge : William Mattison Gamble

190 E. Canal Street

Sumter, SC 291511428

Phone:(803) 436-2280 Fax:(803) 774-6170

DUPLICATE

Received From: Dinkins, Michael
1697 Peach Orchard Road Lot#34
Sumter, SC 29154

Date: 1/17/2025
Receipt #: 645256
Clerk: c43zplowde

Paying for: Carolina Mhp,
Transaction Type: Civil Payment

Reference #:

Payment Type: Cash \$1,430.00

Comment:

Total Paid: \$1,430.00

Non-Refundable

You may check the status of your Sumter case at:

<http://www.sccourts.org/caseSearch/>

Case #	Caption	Previous Balance	Amount Paid	Balance Due
2024CV4310106338	Carolina Mhp VS Michael Dinkins	\$1,430.00	\$1,430.00	\$0.00

RECEIVED

Aug 06 2026

SC Court of Appeals

Total Cases:	1	\$1,430.00	\$1,430.00	\$0.00
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