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Aug 11 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY

Judge G.D. Morgan, Jr., Circuit Court Judge

Court of Common Pleas Case No. 2026CP2304661

Devario Henderson-Nesbit,

Appellant,

v.

Forsberg, LLC,

Respondent.

NOTICE OF APPEAL

PLEASE TAKE NOTICE that Devario Henderson-Nesbit, Appellant in the above-captioned matter, hereby appeals to the South Carolina Court of Appeals from the Judgment in a Civil Case entered on August 11, 2026 by the Judge G.D. Morgan, Jr., of the Thirteenth Judicial Circuit Court of Common Pleas, Greenville County, South Carolina, in Common Pleas Case No. 2026CP2304661, affirming the judgment of ejectment entered on June 29, 2026 by the East Greenville Summary Court in Case No. 2026CV2310302130.

This Notice of Appeal is timely filed and served under Rule 203, SCACR, within thirty days after receipt of written notice of entry of the order appealed from.

The order appealed from is a final order affecting Appellant's possession of the premises at 104 Sturbridge Drive, Greenville, South Carolina 29615, where Appellant and his family live. A copy of the August 11, 2026 order is attached hereto.

Appellant reserves the right to raise all issues preserved for appellate review, including but not limited to: (1) whether the magistrate court acquired personal jurisdiction over any actual occupant of the premises where Appellant was not named as a defendant, was not served, and the

Return of Service on the Rule to Vacate was defective on its face; (2) whether the Writ of Ejectment was lawfully executed under S.C. Code Ann. § 27-37-160, where a private party entered the home on June 27, 2026 — two days before the Writ was signed — and changed the locks and disabled residential security equipment; and (3) whether the record below can be relied upon given the existence of two materially different versions of the June 29, 2026 Writ; and (4) whether Appellant could waive his right to contest an eviction by failing to respond to a Rule to Vacate that was never served upon him and that named a person unknown to him as sole defendant.

Respectfully submitted,

By: Devario Stfn. Henderson-Nesbit

Devario Henderson-Nesbit

Appellant, All Rights Reserved

(843) 587-0399

Dated: August 11, 2026

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CERTIFICATE OF SERVICE

I, Devario Henderson-Nesbit, hereby certify that on August 11, 2026, I caused a true and correct copy of the foregoing Notice of Appeal to be served upon counsel for Respondent by email transmission to:

Megan Serrano, Esq.

Holder Padgett Littlejohn + Prickett, LLC

800 E. North Street

Greenville, SC 29601

mserrano@hplplaw.com

By: Devario Henderson-Nesbit

Devario Henderson-Nesbit

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