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Aug 19 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM Spartanburg COUNTY
Court of Common Pleas

J. Derham Cole Jr., Circuit Court Judge

Case No. 2026 - CP - 42 - 02464

Evan Clint Rayfield

Appellant,

Appellant/Respondent,

v.

Kevin Hurd / Kevin Barbato

Respondent,

Appellant/Respondent.

MOTION

EMERGENCY MOTION FOR STAY AND RULE SUPERSEDEAS PURSUANT TO SCACR RULE 241

1. An emergent petition was transmitted following an immediate threat of ejectment without full hearing on Appellant's pending statutory counterclaims totaling \$40,331.38.
2. The lower summary court failed to evaluate statutory set-offs or adjust the undertaking pursuant to S.C. Code Ann §27-40-640 and §27-40-800.
3. Appellant has submitted a Motion and Affidavit to Proceed In Forma Pauperis regarding appellate filing fees.

Date: 8/19/2022

s/ 

Name: Evan Clint Rayfield

Address: 100 Frazier St
Woodruff, SC 29388

Phone: (864) 416 - 1641

Email: vwbeetle86@gmail.com

Appellant

Other Counsel of Record:

Name: Kevin Hurd / Kevin Barbato

Address: 525 Neighborhood Rd
Wellford, SC 29385

Phone: (864) 350 - 5571

Respondent/Attorney for Respondent

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PROOF OF SERVICE

I certify that I have served the Emergency Rule 241
Motion for Stay and
Supersedeas on Kevin Hurd /
Kevin Barbato by depositing
(Document) (Name)

a copy of it in the United States Mail, postage prepaid, on 8/20/2026, addressed to,
(Date)

525 Neighborhood Rd, Wellford SC 29385

Date: 8/19/2026

s/ 

Address: 100 Frazier St

Woodruff, SC 29388