

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON
IN THE COURT OF GENERAL SESSIONS

RECEIVED
Aug 25 2026
SC Court of Appeals

State of South Carolina, Plaintiff,

v.

Chad Jason Walton, Defendant.

Case No.: 2026A1010201599

EMERGENCY MOTION TO STAY EXECUTION OF SENTENCE PENDING APPEAL

NOW COMES the Defendant, **Chad Jason Walton**, appearing pro se, and respectfully moves this Honorable Court for an emergency order staying execution and enforcement of the sentence imposed on July 6, 2026, pending resolution of Defendant's appeal and related post-trial proceedings.

In support of this Motion, Defendant respectfully states as follows:

1. On July 6, 2026, Defendant appeared before this Court and entered a plea to Domestic Violence, Third Degree.
2. The Court imposed a sentence of ninety (90) days, with credit for one (1) day served, with the remaining sentence suspended upon twelve (12) months of supervised probation and additional treatment and counseling requirements.
3. Defendant subsequently challenged the plea and sentence, including through a Motion to Withdraw Guilty Plea, Motion to Reconsider Sentence, and Notice of Appeal.
4. Defendant's appeal raises substantial issues concerning whether his guilty plea was entered knowingly, intelligently, and voluntarily and whether Defendant adequately understood the sentence and consequences associated with the plea.
5. Specifically, Defendant maintains that he did not knowingly agree to a negotiated disposition requiring twelve months of supervised probation and that the sentence imposed materially differed from his understanding of the negotiated resolution presented to him prior to entering his plea.
6. Defendant's appellate grounds further raise issues concerning due process, the voluntariness of the plea, and the circumstances surrounding the advice and representation Defendant received before entering the plea.
7. These issues go directly to the validity of the plea upon which the sentence is based.
8. Defendant respectfully submits that requiring him to continue serving and completing substantial portions of a probationary sentence while the validity of the underlying plea and sentence remains under appellate review risks causing irreparable prejudice.
9. Because probation is time-limited, Defendant may be required to serve a substantial portion of, or potentially complete, the challenged sentence before meaningful appellate review can occur.
10. Defendant is not asking this Court through this Motion to decide the ultimate merits of his appeal. Defendant asks only that the status quo be preserved until the appellate courts have an opportunity to review the substantial issues properly presented.
11. A temporary stay would preserve the effectiveness of Defendant's appellate remedies while causing minimal prejudice to the State.

12. Defendant further represents that he will continue to comply with any lawful conditions or restrictions that this Court specifically determines must remain in effect notwithstanding a stay.

13. Given the ongoing execution of Defendant's probationary sentence, Defendant respectfully requests expedited consideration of this Motion.

WHEREFORE

Defendant **Chad Jason Walton** respectfully requests that this Honorable Court: A. immediately stay execution and enforcement of the sentence imposed July 6, 2026, including supervised probation and associated probationary treatment/program requirements, pending disposition of Defendant's appeal; B. alternatively, enter a temporary administrative stay until the Court can conduct a hearing and fully consider this Motion; C. schedule an expedited hearing on this Motion if the Court determines a hearing is necessary; and D. grant such other and further relief as this Court deems just and proper.

Respectfully submitted,

Chad Jason Walton

Chad Jason Walton, Defendant Pro Se

148 Wappoo Rd
Charleston, SC
843-860-8054
chadjwalton@yahoo.com

Date: August 25, 2026

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing **Emergency Motion to Stay Execution of Sentence Pending Appeal** upon the Office of the Solicitor for the Ninth Judicial Circuit by delivering or mailing a copy in accordance with the applicable South Carolina rules.

Chad Jason Walton

Chad Jason Walton, Defendant Pro Se

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