

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Lakecrest Apartments, Respondent,

v.

Jonathan Hargrove, Appellant.

Appellate Case No. _____

Appeal from the Court of Common Pleas for Greenville County

Civil Action No. 2026-CP-23-05565

RECEIVED

Aug 31 2026

SC Court of Appeals

EMERGENCY MOTION FOR SUPERSEDEAS AND STAY OF EJECTMENT PENDING APPEAL

COMES NOW Jonathan Hargrove, Appellant, appearing pro se, and respectfully moves this Court, pursuant to Rule 241, SCACR, for an emergency supersedeas and stay of ejectment pending appeal.

This is an emergency. Appellant understands that an eviction setout is scheduled for August 31, 2026. Without an immediate stay, Appellant will be removed from his residence before this Court has an opportunity to review the appeal.

In support of this Motion, Appellant states:

1. This matter arises from a landlord-tenant possession action involving Respondent Lakecrest Apartments and Appellant Jonathan Hargrove.
2. The Court of Common Pleas for Greenville County entered an Order of Dismissal in Civil Action No. 2026-CP-23-05565. Appellant filed a Notice of Appeal from that dismissal to the South Carolina Court of Appeals.
3. Appellant's Notice of Appeal has been stamped by the Court of Common Pleas and the South Carolina Court of Appeals.
4. Appellant sought relief in the Court of Common Pleas by filing a motion requesting that the bond be waived or reduced and that execution be stayed. No signed stay or supersedeas order has been entered before the scheduled setout.
5. Appellant understands that the Greenville County Magistrate Court and/or the Greenville County Sheriff is proceeding with an eviction setout on August 31, 2026.
6. The bond required to maintain the stay was set at \$4,000.00. Appellant's regular monthly rent is \$1,500.00.
7. The \$4,000.00 bond appears to represent the full amount of rent and other amounts Respondent alleges are past due. Appellant respectfully submits that requiring payment of the entire alleged arrearage as a condition of preserving possession pending appeal imposed an excessive barrier to appellate review.
8. The bond amount was materially greater than Appellant's periodic monthly rent obligation. Because of financial hardship, Appellant was unable to timely meet the \$4,000.00 requirement. Appellant's inability to pay was not a refusal to comply with the Court's process.
9. Appellant seeks review in good faith of whether the bond and stay condition were properly calculated and whether a stay could instead be conditioned on an undertaking reasonably related to rent accruing during the

appeal or another appropriate condition.

10. If the setout occurs before this Court can review the appeal, Appellant will lose possession of his residence, and the possession issue may become moot or substantially more difficult to remedy on appeal.

11. Immediate enforcement would cause irreparable harm, including displacement from Appellant's residence, interruption of housing stability, and risk of loss, damage, or disruption involving personal property. These harms cannot be fully corrected by a later ruling after a physical setout.

12. Appellant's household includes a disabled child and a three-month-old infant. An immediate setout would create severe and immediate hardship for the children, including disruption of stable housing and difficulty ensuring their safety, care, and necessary routine.

13. A temporary stay will not decide the merits of the appeal. It will preserve the status quo long enough for this Court to consider the dismissal and bond/stay issues. Respondent's ultimate rights and remedies would not be decided by a temporary stay.

WHEREFORE, Appellant respectfully requests that this Court enter an emergency supersedeas and order:

A. Immediately staying the eviction/ejectment setout scheduled for August 31, 2026;

B. Staying issuance and execution of any writ, warrant, or other process for ejectment, eviction, removal, or physical setout of Appellant from 3400 E. North Street, Apt. L177, Greenville, SC 29615;

C. Preserving the status quo while this Court considers the appeal and Appellant's request for stay relief;

D. Considering the \$4,000.00 bond requirement, compared with Appellant's \$1,500.00 monthly rent, and the immediate housing needs of Appellant's disabled child and three-month-old infant; and

E. Granting such other and further relief as this Court considers just and proper.

Dated: August 30, 2026.

/s/ Jonathan Hargrove

Jonathan Hargrove, Appellant, Pro Se

3400 E. North Street, Apt. L177

Greenville, SC 29615

Telephone: (864) 549-6653

Email: Vipc5089@gmail.com

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VERIFICATION

I, Jonathan Hargrove, being first duly sworn, state that I am the Appellant in this action; I have read the foregoing Emergency Motion for Supersedeas and Stay of Ejectment Pending Appeal; and the facts stated in it are true and correct to the best of my knowledge, information, and belief.

Jonathan Hargrove

SWORN TO AND SUBSCRIBED before me

this 30 _____ day of August _____, 2026.

Notary Public for South Carolina

My Commission Expires: _____

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**PROPOSED EMERGENCY ORDER GRANTING SUPERSEDEAS AND STAY OF EJECTMENT
PENDING APPEAL**

Upon consideration of Appellant Jonathan Hargrove's Emergency Motion for Supersedeas and Stay of Ejectment Pending Appeal, it is ORDERED:

1. Enforcement of the Greenville County Court of Common Pleas Order of Dismissal is STAYED pending further order of this Court.
2. Issuance and execution of any writ, warrant, or other process for ejectment, eviction, removal, or physical setout of Jonathan Hargrove from 3400 E. North Street, Apt. L177, Greenville, SC 29615, is STAYED pending further order of this Court.
3. Lakecrest Apartments, the Greenville County Magistrate Court, the Greenville County Sheriff, and their agents shall take no action inconsistent with this Order.

IT IS SO ORDERED.

Dated: _____, 2026.

Judge, South Carolina Court of Appeals

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CERTIFICATE OF SERVICE

I certify that on August 30, 2026, I served a true and correct copy of the foregoing Emergency Motion for Supersedeas and Stay of Ejectment Pending Appeal, Verification, and Proposed Emergency Order upon:

Kristie Anne Shaw, Esquire

Counsel for Respondent Lakecrest Apartments

Email: Shaw@ShawLawFirm.net

Method of service:

☒ Email

☐ U.S. Mail, postage prepaid

☐ Hand delivery

☐ Other: _____

Emergency service was made on August 30, 2026, at approximately 3:21 _____ [a.m./p.m.].

/s/ Jonathan Hargrove

Jonathan Hargrove, Appellant, Pro Se

3400 E. North Street, Apt. L177

Greenville, SC 29615

Telephone: (864) 549-6653

Email: vipc5089@gmail.com



Greenville County 13th Judicial Circuit Public Index



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Lakecrest Apartments vs. Jonathan Hargrove

Case Number:	2026CV2310302765	Court Agency:	East Greenville Summary Court	Filed Date:	07/16/2026
Case Type:	Civil	Case Sub Type:	Rule to Vacate	File Type:	
Status:	Appeal	Assigned Judge:	Edmonds (Magistrate), Mark C.	Disposition Judge:	
Disposition:		Disposition Date:			
Original Source Doc:		Original Case #:			
Judgment Number:		Court Roster:			

Case Parties [Judgments](#) [Tax Map Information](#) [Associated Cases](#) [Actions](#) [Financials](#)

Clicking icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Hargrove, Jonathan					Defendant		07/16/2026
Lakecrest Apartments					Plaintiff		08/11/2026
Shaw, Kristie Anne					Plaintiff Attorney		07/16/2026

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