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Sep 15 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GEORGETOWN COUNTY COURT OF COMMON PLEAS

Honorable Benjamin H. Culbertson, Circuit Court Judge

MOHAMAD HAISAM KODAIMATI,

Appellate Case No. 2026-001982

Appellant,

Lower Court Case No. 2026-CP-22-00424

v.

Magistrate Case No. 2026CV221040024

ERIC JAMES ADAMCZYK,

Respondent.

Mohamad Haisam Kodaimati, Pro Se Appellant
P.O. Box 417
Huger, SC 29450
(980) 636-9412
kodaimati@gmail.com

PROPOSED ORDER

Upon consideration of Appellant Mohamad Haisam Kodaimati's Emergency Motion for Stay of Enforcement of Magistrate Judgment, Writ of Supersedeas, and Preservation Order Pending Appeal, and finding that Appellant has demonstrated a substantial likelihood of success on the merits, that irreparable injury will result absent a stay, that the balance of equities favors Appellant, and that the public interest supports the requested relief, it is hereby:

ORDERED, ADJUDGED, AND DECREED:

- 1. STAY OF ENFORCEMENT.** All enforcement of the judgment entered in Georgetown County Magistrate Court Case No. 2026CV221040024 — which judgment became enforceable solely as a result of the Court of Common Pleas’ erroneous dismissal of Appellant’s appeal, which dismissal is the subject of this appeal — is hereby STAYED pending final disposition of this appeal. This stay encompasses the April 13, 2026, default judgment and the April 29, 2026, eviction and all consequences flowing therefrom.
- 2. WRIT OF SUPERSEDEAS.** A writ of supersedeas is hereby issued prohibiting any sale, transfer, disposal, or destruction of Appellant’s two motorhomes and all personal property and contents therein, pending final disposition of this appeal. No party in possession of said property may sell, transfer, dispose of, destroy, or otherwise diminish the value or integrity of said property during the pendency of this appeal.
- 3. VOID SEIZURE.** The April 29, 2026, seizure of Appellant’s two motorhomes and all personal property is declared void *ab initio*, as having been executed without lawful authority — at the wrong address (1746 South Morgan Avenue, not 1692 South Morgan Avenue as named in the writ), based on a hand-altered writ, and while the statutory stay under S.C. Code Ann. § 18-7-10 and § 27-40-800(b), (c) was in full force. No disposal, transfer, or destruction of said property may proceed on the basis of this void seizure. Any charges or fees purportedly accrued as a result of this void seizure are void and unenforceable.
- 4. PRESERVATION OF EVIDENCE.** All evidence relevant to this appeal, including but not limited to sheriff body-camera footage, dispatch logs, recorded calls, and the court

file in Magistrate Case No. 2026CV221040024 and Lower Court Case No. 2026-CP-22-00424, shall be preserved and maintained in their current condition pending final disposition of this appeal.

5. DURATION. This Order shall remain in full force and effect until the final disposition of this appeal, including any rehearing or petition for rehearing, unless otherwise ordered by this Court.

6. NO BOND REQUIRED. In light of Appellant's concurrently filed motion to proceed in forma pauperis and the emergency nature of this relief, no supersedeas bond or other security is required as a condition of this stay.

7. SERVICE. Appellant shall serve a copy of this Order upon Respondent Eric James Adamczyk and upon all parties in possession of Appellant's property within five (5) days of the date of this Order.

IT IS SO ORDERED.

Presiding Judge, South Carolina Court of Appeals

Dated: _____, 2026

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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of September 2026, I served a true and correct copy of the foregoing Proposed Order upon the following parties by the methods indicated:

Clerk of the South Carolina Court of Appeals P.O. Box 11629 Columbia, SC 29211 (*Via*

Email to ctappfilings@sccourts.org)

Eric James Adameczyk 1692 South Morgan Avenue Andrews, SC 29510 (*Via Email to*

adamczyk2772@gmail.com)

/s/ Mohamad Haisam Kodaimati

Mohamad Haisam Kodaimati