

Sep 17 2026

SC Court of Appeals

Dear Clerk of the South Carolina Court of Appeals:

I respectfully request immediate consideration by a single judge or justice of my pending supersedeas/stay request because my pending ejectment appeal is at immediate risk of becoming moot if I am removed from the residence before the appellate court has an opportunity to review the appeal.

This is not a situation where the Appellant has voluntarily surrendered possession of the residence. I am actively seeking appellate review and have taken steps to preserve my right to remain in possession while that review is pending. If I am forcibly removed before the Court considers my pending request for relief, the very subject of my appeal—the right to possession of the residence—may be placed in a posture where meaningful appellate relief can no longer be provided.

South Carolina Appellate Rule 241(c)(2) specifically directs the court, when considering supersedeas, to consider whether an order is necessary “to preserve jurisdiction of the appeal or to prevent a contested issue from becoming moot.” The South Carolina Supreme Court has also recognized that an ejectment appeal can become moot when the tenant voluntarily vacates and possession has been surrendered. Here, I am seeking emergency relief precisely to prevent that circumstance from occurring while my appeal remains pending.

The urgency is therefore not merely that I may be removed from my residence. The urgency is that removal before appellate review could fundamentally alter the status of the controversy and potentially deprive the appellate court of the ability to provide effective relief on the possession issue.

I respectfully ask that the Court immediately review my pending supersedeas/stay request and determine whether interim relief is necessary to preserve the status quo and prevent the ejectment issue from becoming moot before my appeal can be heard.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge and belief.

Respectfully submitted,

Marthina Wardlaw
Appellant

Date: 09/17/026