

THE STATE OF SOUTH CAROLINA**In The Court of Appeals****Appellate Case No. 2026-002137****(Lower Court Case No. 2026-CP-02-01108)**

Patricia N. Weaver, Appellant,

v.

Blanchard & Calhoun, Respondent.

PETITION FOR REHEARING PURSUANT TO SCACR RULES 221(a) AND 240(j)

Appellant Patricia N. Weaver, proceeding pro se, respectfully petitions this Honorable Court for a rehearing of the single-judge order issued on October 1, 2026 (attached hereto as Exhibit A), denying her Motion for a Stay of Ejectment.

PROCEDURAL BASIS FOR REVIEW

Rule 240(j), SCACR, explicitly provides that any review of an order issued by an individual judge or justice shall be by petition for rehearing. Furthermore, while Rule 221(a), SCACR, requires a petition to identify points overlooked or misapprehended, Appellant respectfully submits that certain facts and legal considerations may not have been fully before the Court when the October 1, 2026 Order was entered.

CONSIDERATIONS FOR REHEARING UNDER RULE 221(a)

1. RESPONSIVE SWORN UNDERTAKING SUBMITTED: The Court's October 1, 2026 Order cited S.C. Code Ann. § 27-40-800(f)(1). Appellant submits the accompanying standalone Affidavit and Undertaking responsive to the matters identified in that citation.

2. USE OF THE COURT'S STATUTORY STANDARD: The Court's order highlighted the statutory mechanism providing that: "Once the affidavit is accepted by the court, the judge of the court having jurisdiction shall order stay of execution upon the undertaking." Appellant provides this sworn undertaking in direct response to the statutory mechanism identified in the Court's October 1, 2026 Order.

3. RELEVANT PAYMENT COMPLIANCE HISTORY: Appellant notes that the \$1,100.00 amount referenced in the accompanying undertaking is consistent with the monthly bond amount previously established during the April 30, 2026 summary court proceedings. Appellant complied with that payment obligation from May 1, 2026, through September 1, 2026. On October 1, 2026, Appellant attempted to tender the ongoing \$1,100.00 payment to the summary court, but the payment was not accepted. Appellant remains willing to tender the payment immediately to Respondent or as otherwise directed by the Court.

4. CLARIFICATION OF CIRCUIT COURT RENT ORDER STATUS: The September 15, 2026 Form 4 Judgment affirming the summary court does not independently establish a periodic rent amount under § 27-40-800(f)(1). Appellant is unaware of any separate order in the materials available to Appellant establishing such an amount. If such an order is subsequently entered, Appellant agrees to immediate compliance. In the absence of a specific circuit court bond order, Appellant submits the contractual rent amount of \$1,100.00 solely as an interim undertaking pending further direction from the Court.

5. PRESERVATION OF STATUS QUO: While the Court's October 1, 2026 order did not dismiss the underlying appeal and provided ten days to address the filing fee, the impending physical execution scheduled for October 2, 2026, at 10:00 AM (attached hereto as Exhibit B) threatens to irreversibly alter the status quo before meaningful appellate review of the pending appeal can occur.

MOTION FEE DEFERRAL REQUEST UNDER RULE 240(d)

Because Appellant's motion to proceed in forma pauperis was denied simultaneously, Appellant respectfully requests that this Court designate this an "extraordinary case" under the express terms of Rule 240(d), SCACR, and temporarily relieve Appellant from paying the motion filing fee to preserve her access to appellate review.

PRAYER FOR RELIEF

Appellant respectfully requests that the full Panel grant rehearing pursuant to Rules 221(a) and 240(j); accept the accompanying sworn interim undertaking; and issue a temporary stay pending disposition of the rehearing petition and further order of the Court.

Respectfully submitted,

/S/ Patricia N. Weaver, Appellant Pro Se 105 Michael Court, Aiken, SC 29801

October 1, 2026

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

COURTNEY CLYBURN POPE, Circuit Court Judge

Case No. 2026 - CP -02 -01108

PATRICIA N WEAVER

Appellant/Respondent

v.

BLANCHARD &
CALHOUN

Appellant/Respondent

PROOF OF SERVICE

Petition for Rehearing, Affidavit and Undertaking,
Affidavit of Facts, and Emergency Motion for

I certify that I have served the Temporary Stay on BLANCHARD &
CALHOUN by depositing
(Document) (Name)

a copy of it in the United States Mail, postage prepaid, on 10/1/2026, addressed to,
(Date)

BLANCHARD & CALHOUN, 237 DAVIS RD, AUGUSTA, GA 30907

Date: 10/1/2026

s/ PATRICIA N WEAVER
Address: 105 MICHAEL CT
AIKEN, SC 29801