The South Carolina Court of Appeals

Edgefield Holdings, LLC, Respondent,

v.

John W. Polasky, Pucketts Ferry Homeowners Association, Inc., Greenwood County, South State Bank, N.A., Defendants,

of which John W. Polasky is the Appellant.

Appellate Case No. 2026-002044

ORDER

On September 15, 2026, Appellant filed an appeal from a special referee's September 4, 2026 order granting summary judgment in favor of Respondent. The September 4, 2026 order determined Respondent's three foreign judgments were domesticated on January 10, 11, and 19, 2017, and thus the judgments "constitute[d] a lien on [Appellant's] property that may be foreclosed through January 10, 11, and 19, 2027, respectively."

On October 5, 2026, Appellant filed a "Motion and Petition to Prevent Lower Court from Proceeding with Matters Affected by Appeal and to Declare Post-Appeal Lower Court Order Void," asking this court for an order directing the special referee not to proceed with matters affected by this appeal and declaring the special referee's order filed on September 30, 2026, in violation of Rules 205 and 241 of the South Carolina Appellate Court Rules. Respondent filed a return, opposing the motion, and Appellant filed a reply.

After careful consideration, based on the information before this court, we grant Appellant's October 5, 2026 motion; the order on appeal is subject to the automatic stay pursuant to Rule 241 of the South Carolina Appellate Court Rules and no exception applies. *See* Rule 241(a), SCACR ("As a general rule, the service of a notice of appeal in a civil matter acts to automatically stay matters decided in the

order, judgment, decree or decision on appeal, and to automatically stay the relief ordered in the appealed order, judgment, or decree or decision."); Rule 241(b), SCACR (providing exceptions to the automatic stay found in Rule 241(a) of the South Carolina Appellate Court Rules). Therefore, we stay the special referee's September 30, 2026 order and direct the parties to include in their appellate briefs whether the September 30, 2026 order should be vacated.

Stephanie P. McDonald J.
FOR THE COURT

Columbia, South Carolina

FILED
Oct 16 2026

cc:
Andrew Sims Radeker, Esquire
James Graham Padgett, III, Esquire
Zachary Lee Weaver, Esquire
Lawrence Michael Hershon, Esquire
The Honorable Charles B. Simmons Jr.