

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Special Circuit Judge

Case No. 2007-CP- 46-4305

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APR 28 2014

S.C. SUPREME COURT

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S.C. SUPREME COURT

SunTrust Mortgage, Inc.....Respondent,

v.

Mark Ostendorff.....Appellant.

REPLY TO RETURN TO STAY DATED MARCH 31,2014

Mark D. Ostendorff
135 Cedar Creek Circle
Central, SC 29630
(864)640-3340
Appellant , Pro Se

Carsten v. Wilson , 241 S.C. 516, 129, 129 S.E. 2d 431 (1963) does not apply to this case as Ostendorff is not petitioning this Court for stay under Ostendorff's appeal. The stay came as a result of Ostendorff's Chapter 7 petition in the US Bankruptcy Court.

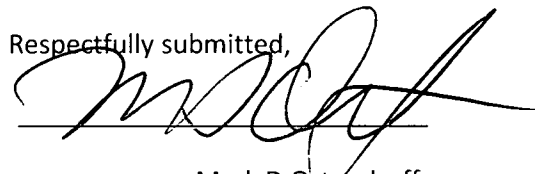
If the Plaintiff wishes to sell Ostendorff's property, then the Plaintiff has a duty to provide a bond to Defendant for twice the value of the property.

CONCLUSION

The stay should remain until SunTrust provides the affidavit and also the bond.

April 24, 2014

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'M. Ostendorff', written over a horizontal line.

Mark D Ostendorff
135 Cedar Creek Court
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Pro Se

DISCHARGE IN BANKRUPTCY

The bankruptcy discharge varies depending on the type of case a debtor files: chapter 7, 11, 12, or 13. Bankruptcy Basics attempts to answer some basic questions about the discharge available to individual debtors under all four chapters including:

click each topic to expand and view the contents.
[expand all](#)

[What is a discharge in bankruptcy?](#)

[When does the discharge occur?](#)

[How does the debtor get a discharge?](#)

[Are all of the debtor's debts discharged or only some?](#)

[Does the debtor have the right to a discharge or can creditors object to the discharge?](#)

[Can a debtor receive a second discharge in a later chapter 7 case?](#)

[Can the discharge be revoked?](#)

The court may revoke a discharge under certain circumstances. For example, a trustee, creditor, or the U.S. trustee may request that the court revoke the debtor's discharge in a chapter 7 case based on allegations that the debtor: obtained the discharge fraudulently; failed to disclose the fact that he or she acquired or became entitled to acquire property that would constitute property of the bankruptcy estate; committed one of several acts of impropriety described in section 727(a)(6) of the Bankruptcy Code; or failed to explain any misstatements discovered in an audit of the case or fails to provide documents or information requested in an audit of the case. Typically, a request to revoke the debtor's discharge must be filed within one year of the discharge or, in some cases, before the date that the case is closed. The court will decide whether such allegations are true and, if so, whether to revoke the discharge.

In chapter 11, 12, and 13 cases, if confirmation of a plan or the discharge is obtained through fraud, the court can revoke the order of confirmation or discharge.

[May the debtor pay a discharged debt after the bankruptcy case has been concluded?](#)

[How can the Debtor obtain another Copy of the Discharge Order?](#)

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CERTIFICATE OF MAILING

I, Mark Ostendorff, Appellant , Pro Se, certify that I placed in the US Postal Service with correct postage paid , a copy of Ostendorff's Reply to Return to Stay Dated March 31,2014, to SunTrust's attorney to :

Brian S. Tatum
Tatum Law Firm
5970 Fairview Road, Suite 712
Charlotte, NC 28210

April 24, 2014



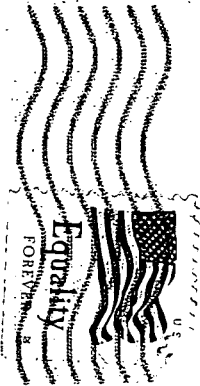
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SC SUPREME COURT

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